

that court, and fixing their salaries; and declaring an emergency."

Have had the same under consideration and I am instructed to report it back to the Senate with the recommendation that it do pass.

WIRTZ, Chairman.

Committee Room.

Austin, Texas, June 29, 1929.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Rules, to whom was referred Amendment to Senate Rule No. 4, beg leave to report same back to the Senate with the recommendation that it do pass.

SMALL.

On the Part of the Committee.

EIGHTEENTH DAY.

(Continued.)

Senate Chamber,
Austin, Texas,
Monday, July 1, 1929.

The Senate met at 10 o'clock a. m., pursuant to recess, and was called to order by Lieutenant Governor Barry Miller.

Bills Signed.

The Chair, Lieutenant Governor Barry Miller, gave notice of signing, and did sign, in the presence of the Senate, after their captions had been read, the following bills:

H. B. No. 79.	S. B. No. 181.
S. B. No. 20.	S. B. No. 47.
S. B. No. 89.	

House Bill No. 157.

The Chair laid before the Senate by unanimous consent the following bill:

By Mr. Stevenson and Mr. Metcalfe:

H. B. No. 157, A bill to be entitled "An Act requiring drivers of trucks, automobiles and other vehicles to have and exhibit to peace officers upon demand written permit covering movements of livestock and domestic fowls contained therein, or to make written statement in the absence of said permit, and providing penalties for failing to exhibit the same or to make said statement or

having false or forged permit, and declaring an emergency."

The committee report was adopted.

The bill was read second time and passed to third reading.

On motion of Senator Small the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 157 was put on its third reading and final passage, by the following vote:

Yeas—22.

Beck.	Miller.
Berkeley.	Neal.
Cousins.	Parr.
Cunningham.	Parrish.
Gainer.	Pollard.
Greer.	Russek.
Holbrook.	Small.
Hornsby.	Stevenson.
Hyer.	Thomason.
Love.	Wirtz.
McFarlane.	Witt.

Present—Not Voting.

DeBerry.

Absent.

Hardin.	Williamson.
Moore.	Woodul.
Patton.	Woodward.
Westbrook.	

Absent—Excused.

Martin.

Read third time and finally passed by the following vote:

Yeas—26.

Beck.	Parr.
Berkeley.	Parrish.
Cousins.	Pollard.
Cunningham.	Russek.
Gainer.	Small.
Greer.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Neal.	Woodward.

Present—Not Voting.

DeBerry.

Absent.

Hardin.	Patton.
Moore.	

Absent—Excused.

Martin.

Senate Bill No. 201.

The Chair laid before the Senate by unanimous consent the following bill:

By Senator Miller:

S. B. No. 201, A bill to be entitled "An Act conferring certain powers on certain rural high school districts."

The committee report was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Miller the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 201 was put on its third reading and final passage, by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent—Excused.

Martin.

Read third time and finally passed by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent—Excused.

Martin.

Free Conference Requested.

Senator Love moved to refuse to concur in House amendments to S. B. No. 152 and ask for a Free Conference Committee. The motion prevailed.

The Chair appointed the following on the part of the Senate:

Senators Love, Witt, Woodul, Williamson, and Hyer.

House Bill No. 39.

The Chair laid before the Senate on second reading the following bill:

By Mr. Cox of Limestone:

H. B. No. 39, A bill to be entitled "An Act appropriating fifteen hundred (\$1500.00) dollars to be applied upon the purchase of a statue to be placed upon the Fort Parker Monument, when a like sum is raised by public subscription; appointing commissioners to purchase said statue and use said funds therefor, and to withdraw such appropriation upon their affidavits of the collection of such like sum by public subscription; providing for selection of successors, in case of necessity, of such commissioners, and declaring an emergency."

Read second time.

Senator Love sent up the following amendment:

Amend H. B. No. 39 by adding a new section to be known as Section 4A as follows:

Section 4A: Stenographers for Judges of the Supreme Court.—In the event of adoption of the amendment to Sections 2 and 3 of Article V of the Constitution, at the election ordered on July 16, 1929, the following sums are hereby appropriated in order to enable the Supreme Court to pay the salaries authorized by Act of this Legislature, such sums being in addition to those heretofore appropriated, to-wit:

For additional compensation of nine stenographers, the following sums or so much thereof as may be necessary:

For year ending August 31,
1930\$7,200.00

For year ending August 31,
1931\$7,200.00

In the event of the defeat of the said amendment, only one-fourth of the above amounts, or so much thereof as may be necessary, shall be available for additional compensation of three stenographers.

Amend caption to conform with the body of the bill.

LOVE.

The amendment was read.

Senator Hyer raised the point of order that the amendment was not germane to the bill.

The Chair overruled the point of order on the ground that an appropriation bill could carry as many items as necessary.

The amendment was adopted.

The bill as amended passed to third reading.

On motion of Senator Witt the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 39 was put on its third reading and final passage, by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent—Excused.

Martin.

Read third time and finally passed by the following vote:

Yeas—27.

Beck.	Parr.
Berkeley.	Parrish.
Cousins.	Patton.
Cunningham.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
Miller.	Witt.
Moore.	Woodul.
Neal.	Woodward.

Nays—1.

DeBerry.

Absent.

McFarlane.

Absent—Excused.

Martin.

Simple Resolution No. 29.

Senator McFarlane sent up the following resolution:

Whereas, the windows on each side of the Hall of the Senate are a constant hazard and danger of children falling out of the windows, and

Whereas, there is a great need for screens over said windows, therefore, be it

Resolved, by the Senate of Texas. That the Sergeant-at-Arms be instructed to purchase screens for windows on each side of the Hall of the Senate.

McFARLANE.

Read and adopted.

House Bill No. 207.

The Chair laid before the Senate on second reading the following bill:

H. B. No. 207, A bill to be entitled "An Act fixing the compensation of county commissioners in every county having a population of not less than 11,240 nor more than 11,250, according to the 1920 United States census, and prescribing how same shall be paid; providing that such shall be the salary of said commissioners so long as the taxable values in the county shall exceed the sum of \$9,800,000 for the next preceding year; fixing said salary when said taxable values are less than said sum, and declaring an emergency."

The committee report was adopted.

The bill was read second time and passed to third reading.

On motion of Senator Stevenson the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 207 was put on its third reading and final passage, by the following vote:

Yeas—30.

Beck.	McFarlane.
Berkeley.	Miller.
Cousins.	Moore.
Cunningham.	Neal.
DeBerry.	Parr.
Gainer.	Parrish.
Greer.	Patton.
Hardin.	Pollard.
Holbrook.	Russek.
Hornsby.	Small.
Hyer.	Stevenson.
Love.	Thomason.

Westbrook.	Witt.
Williamson.	Woodul.
Wirtz.	Woodward.

Absent.

Martin.

Read third time and finally passed by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent—Excused.

Martin.

Motion to Reconsider.

Senator Pollard called up his motion spread on the Journal to reconsider the vote by which the Senate adopted the Free Conference Committee reports on S. B. Nos. 4 and 5 and moved to table them. The motion prevailed.

Messages From the House.

The Chair recognized the Door-keeper, who introduced a messenger from the House with the following messages:

Hall of the House of Representatives,
Austin, Texas, July 1, 1929.

Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills and resolutions:

H. B. No. 9, A bill to be entitled "An Act to amend Article 2745, and 2747, Revised Statutes of 1925, pertaining to the term of office of trustees in common school districts; providing for filling vacancies in said office; repealing all laws in conflict therewith, and declaring an emergency."

H. B. No. 45, A bill to be entitled "An Act to amend Article 7622, of the Revised Civil Statutes of the State of Texas, Revision of 1925, by enlarging and extending the purposes for which water improvement districts created or operated under said chapter may issue bonds, by providing that said districts may contract with other districts for a water supply and may purchase or make such improvements as may be necessary to receive and distribute such water supply, and may incur indebtedness to fully carry out each and all of the purposes of its organization and issue bonds in payment therefor, and to amend Chapter 2, Title 128, Revised Civil Statutes of Texas of 1925, by adding thereto Articles 7653a and 7653b, etc., and declaring an emergency."

H. B. No. 62, A bill to be entitled "An Act providing that when a change of venue has been granted in any criminal cause the clerk shall send all of the original papers in said cause, together with a certified copy of the court's order directing such change of venue; and a certified copy of the recognizance by the defendant, if any, to the clerk of the court to which said cause was so transferred; amending Article 570 of the Code of Criminal Procedure of Texas as revised in 1925, and declaring an emergency."

H. B. No. 69, A bill to be entitled "An Act changing the names of certain State eleemosynary institutions and State institutions named and described in this act; providing for the control of such institutions by the State Board of Control; providing for the appointment of superintendents of said institutions, their powers; providing for the manner of their compensation; repealing all laws in conflict herewith; providing that all laws applicable to the institutions under names by which they are known shall be applicable to the institutions under the names herein indicated and declaring an emergency."

H. B. No. 116, A bill to be entitled "An Act to amend Articles 8291 and 8292, Title 129, Revised Civil Statutes, so as to provide certain exceptions and conditions when said articles shall not apply, and declaring an emergency."

H. B. No. 149, A bill to be entitled "An Act to amend Article 634, of the

Revised Civil Statutes of 1925, and to provide for the extension of the authority of the State Board of Control to make purchases for the State prison system and departments heretofore and hereafter to be created for the supplies and purchases, and declaring an emergency."

H. B. No. 152, A bill to be entitled "An Act fixing the salary of the official court reporters in each judicial district of this State containing as many as seven counties and having a combined population, according to the latest United States census, of not less than 17,830 and not more than 17,945, and prescribing the manner of the payment of same, and declaring an emergency."

H. B. No. 159, A bill to be entitled "An Act to amend Section 5 of Chapter 116 of the Acts of the Thirty-fifth Legislature, Regular Session, 1917, so as to permit the use of the moneys therein granted and donated to the payment of the interest and sinking fund of bonds issued under Chapter 138, General Laws of the Thirty-seventh Legislature, Regular Session, 1921, whenever there is a surplus of said funds over and above the requirements of the bonds issued under this act; providing for the merging of these sinking funds, and declaring an emergency."

H. B. No. 162, A bill to be entitled "An Act validating, ratifying and approving the acts and proceedings of the county board of school trustees relating to annexation of territory to certain independent school districts, and declaring an emergency."

H. B. No. 164, A bill to be entitled "An Act declaring the wild beaver, wild otter, wild mink, wild ringtail cat, wild badger, wild pole-cat or skunk, wild opossum, wild fox and wild civet cat to be fur-bearing animals and making it unlawful to take any of the fur-bearing animals of this State by means of a steel trap, deadfall or snare, in the counties of Panola, Shelby, Nacogdoches, Rusk, Cherokee, Angelina, San Augustine, Hardin, Harris, Polk, San Jacinto, Brazos, Trinity, Tyler, Liberty, Anderson and Sabine; providing a penalty, and declaring an emergency."

H. B. No. 165, A bill to be entitled "An Act to amend Article 904 of the Penal Code of the State of Texas, 1925, relating to fees of non-residents who reside in counties in the State of Arkansas, which border up-

on the State of Texas, may hunt in the counties of Cass and Bowie in the State of Texas upon the same terms and upon the payment of the same license fees as residents of the State of Texas in counties other than their own, and declaring an emergency."

H. B. No. 173, A bill to be entitled "An Act to fix the salary of the Superintendent of Public Instruction in each county in Texas having a population of not less than 10,290 nor more than 10,300, according to the Federal Census of 1920; providing for office expenses; repealing all laws and parts of laws in conflict herewith and declaring an emergency."

H. B. No. 184, A bill to be entitled "An Act creating the Palo Pinto and flood control commission; prescribing its duties; providing for a report by said Commission to the Forty-second Legislature; appropriating from the general fund of the State of Texas certain moneys to defray the cost of making the necessary surveys and formulation of said report; reserving unto the State of Texas certain filing rights, and declaring an emergency."

H. B. No. 186, A bill to be entitled "An Act authorizing the commissioners court in any county having a population of not less than 19,030 and not more than 19,060, according to the last preceding Federal census, to allow each county commissioner certain expenses for traveling and in connection with the use of his automobile on official business; requiring each such commissioner to pay the expense of operation and repair of each automobile used by him without further expense to the county; limiting the duration of this act, and declaring an emergency."

H. B. No. 187, A bill to be entitled "An Act to amend an Act of the Twenty-eighth Legislature, entitled 'An Act to create a more efficient road system for Palo Pinto and Bosque counties,' being Chapter 22, Special Laws, 1903, as amended by Chapter 19, Special Laws, 1913, by adding thereto Section 12, authorizing the commissioners court of Palo Pinto county to issue bonds of said county for the purpose of funding or refunding indebtedness incurred for road and bridge purposes in Palo Pinto county and to levy a tax in

payment thereof, and declaring an emergency."

H. B. No. 196, A bill to be entitled "An Act making it unlawful to take or catch or attempt to take or catch any fish in any manner for a distance of one-fourth of one mile or four hundred and forty (440) yards below any dam on the Guadalupe River located in Comal and Guadalupe counties, or within one-fourth of one mile or four hundred and forty (440) yards below any dam that may hereinafter be constructed across the Guadalupe River in Comal and Guadalupe counties; providing a penalty, and declaring an emergency."

H. B. No. 199, A bill to be entitled "An Act creating, establishing, ratifying and validating Nueces County Water Improvement District No. 1, situated wholly within Nueces County, Texas, defining the boundaries of said district by metes and bounds, authorizing said district to provide for irrigation of lands included therein, to furnish water for domestic, power and commercial purposes and such other purposes provided under the Constitution and Laws of this State; declaring the said district to be a governmental agency and local taxing district with all powers vested in it by the general laws of this State relative to water improvement districts and under the Constitution of this State, etc., and declaring an emergency."

H. B. No. 200, A bill to be entitled "An Act relating to membership, qualification and duties of the county board of education of counties with an area of more than one thousand and forty-five and less than one thousand and fifty-five square miles and a population of not less than 80,000 and not more than 85,000, according to the 1920 Federal census; prescribing the number of members of said board and providing for their selection; providing for a county superintendent and his selection, and salary; providing supervision authorizing the nomination of teachers by the county superintendent subject to confirmation by local trustees; authorizing the purchase of supplies by the district trustees, subject to the confirmation of the county superintendent; providing for an equalization fund, enacting other regulations and provisions relating to said subject, repeal-

ing all laws or parts of laws, general or special, in conflict herewith, and declaring an emergency."

H. B. No. 201, A bill to be entitled "An Act making it unlawful to trap, snare, shoot at, catch or kill any wild fox in Bell County, Texas; providing a penalty, and declaring an emergency."

H. B. No. 204, A bill to be entitled "An Act to amend Articles 879c and 879g, Chapter 215, of the General and Special Laws of the State of Texas, passed by the Forty-first Legislature, and declaring an emergency."

H. B. No. 209, A bill to be entitled "An Act amending Chapter 208, page 449, of the Acts of the Regular Session of the Forty-first Legislature, providing for open season on squirrels in certain counties, so that same shall hereafter read as follows; etc."

Respectfully submitted,
LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

Hall of the House of Representatives,
Austin, Texas, June 29, 1929.

Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that in compliance with the provisions of S. C. R. No. 20, the following members have been appointed on the part of the House:

Purl, Rountree, Keller.
Respectfully submitted,
LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

Hall of the House of Representatives,
Austin, Texas, July 1, 1929.

Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has granted the request of the Senate for the appointment of a Free Conference Committee on S. B. No. 130. The following conferees are appointed on the part of the House:

Young, Kemble, Van Zandt, Palmer, Savage.

Respectfully submitted,
LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

Hall of the House of Representatives,
Austin, Texas, July 1, 1929.

Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House

has adopted the new Free Conference Committee report on H. B. No. 163 by a vote of 105 yeas and 0 nays and 2 present and not voting.

The House has adopted the Free Conference Committee reports on S. B. No. 102 and S. B. No. 4 by a viva voce vote and S. B. No. 5 by a vote of 101 yeas, 0 nays, and 2 present and not voting.

Respectfully submitted,
LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

Hall of the House of Representatives,
Austin, Texas, July 1, 1929.

Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bill:

S. B. No. 189, A bill to be entitled "An Act making appropriations to pay miscellaneous claims against the State and authorizing payment of said miscellaneous items on taking effect of this Act, and declaring an emergency."

Amended as substituted with amendments.

Respectfully submitted,
LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

Hall of the House of Representatives,
Austin, Texas, July 1, 1929.

Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has granted the request of the Senate for the appointment of a Free Conference Committee on S. B. No. 152. The following conferees are appointed on the part of the House:

Purl, McCombs, Keller, Holder, Davis, Savage.

Respectfully submitted,
LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

Hall of the House of Representatives,
Austin, Texas, July 1, 1929.

Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

S. B. No. 126. A bill to be entitled "An Act providing that in all counties where the county attorney performs the duties of the county attorney and district attorney, the county attorney may appoint one or more assistants who need not pos-

sess the qualifications provided for county attorneys; etc., and declaring an emergency."

S. B. No. 57, A bill to be entitled "An Act amending Art. 1723 of the Revised Civil Statutes of 1925, providing for the appointment by the Supreme Court of stenographers for that Court, and fixing their salaries and declaring an emergency."

S. B. No. 195, A bill to be entitled "An Act making an appropriation for the benefit of James School District No. 52 in Shelby County, Texas, on account of recent destruction of the school property in said district; etc., and declaring an emergency."

Respectfully submitted,
LOUISE SNOW PHINNEY,
Chief Clerk House of Representatives.

Hall of the House of Representatives,
Austin, Texas, July 1, 1929.

Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has granted the request of the Senate for the appointment of a Free Conference Committee on S. B. No. 18. The following conferees are appointed on the part of the House:

Young, Van Zandt, Rountree, Palmer, Harman.

Respectfully submitted,
LOUISE SNOW PHINNEY,
Chief Clerk House of Representatives.

Hall of the House of Representatives,
Austin, Texas, July 1, 1929.

Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has granted the request of the Senate for the appointment of a Free Conference Committee on Senate Bill No. 151 the following conferees are appointed on the part of the House: Barnett, O'Neill, Pope of Jones, Purl, Warwick.

Respectfully submitted,
LOUISE SNOW PHINNEY,
Chief Clerk House of Representatives.

Hall of the House of Representatives,
Austin, Texas, July 1, 1929.

Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

S. B. No. 185, A bill to be entitled "An Act to amend Article 2463 and

2465 of Subdivision 1 of Title 46 of the Revised Civil Statutes of the State of Texas, 1925, as amended by Chapter 17 of the General Laws passed at the Regular Session of the Forty-first Legislature, and also amending Article 2484 of Subdivision 1 of Title 46, Revised Civil Statutes of the State of Texas, 1925, relating to credit unions and declaring an emergency."

S. B. No. 65, A bill to be entitled "An Act relating to banks and bank and trust companies; etc., and declaring an emergency."

S. B. No. 95, A bill to be entitled "An Act to provide that the compensation of the Tax Commissioner of the State of Texas shall be such amount as may be provided for by the Legislature in appropriation bills, repealing all laws in conflict, and declaring an emergency."

S. B. No. 135, A bill to be entitled "An Act to authorize the Board of Control by and with the consent of the Governor to select and set aside so much of the lands of the Texas Penitentiary at Rusk, Texas, as may be requisite, and necessary for the use of Rusk State Hospital, except lands heretofore set aside to the Agricultural and Mechanical College for re-forestation purposes; etc., and declaring an emergency."

S. B. No. 157, A bill to be entitled "An Act authorizing the County Judge to employ a stenographer and clerk in any county of less than one hundred thousand inhabitants, in which there is a city having an actual population of 38,489 inhabitants or more; providing a means for ascertaining said population; regulating the salary of said stenographer; providing for his removal; and declaring an emergency."

S. B. No. 41, A bill to be entitled "An Act amending Article 1558 of the Penal Code of 1925, relating to the removal and disposition of mortgaged personal property; and declaring an emergency."

Respectfully submitted,
LOUISE SNOW PHINNEY,
Chief Clerk House of Representatives.

Hall of the House of Representatives,
Austin, Texas, July 1, 1929.
Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House

has adopted Free Conference Committee Reports on the following bills by a viva voce vote:

S. B. No. 130. S. B. No. 10.
S. B. No. 152. S. B. No. 11.

Respectfully submitted,
LOUISE SNOW PHINNEY,
Chief Clerk House of Representatives.

Hall of the House of Representatives,
Austin, Texas, July 1, 1929.
Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bill with amendments:

S. B. No. 151, A bill to be entitled "An Act providing better provisions for the State contracts for printing the laws and resolutions of the Legislature; and declaring an emergency."

Respectfully submitted,
LOUISE SNOW PHINNEY,
Chief Clerk House of Representatives.

Senate Bill No. 74.

The Chair laid before the Senate the following bill:

S. B. No. 74, A bill to be entitled "An Act authorizing the State Board of Water Engineers to have made a scientific and sanitary study and investigation and report on the sources, amount and quality of the underground water supply in Texas; etc., and declaring an emergency."

Senator Moore sent up the following amendment:

Amend S. B. No. 74, line 7, of Section 1st of typewritten bill by adding after the word "supply" the following:

"And provided also that the State Board of Water Engineers shall also investigate the supply of lignite and brick clay in connection with this work set out above and report same to the Legislature."

MOORE.

The amendment was read and adopted unanimously.

Senator Greer moved to reconsider the vote by which the amendment was adopted.

Senator Moore moved to table the motion. The motion to table was lost by the following vote:

Yeas—8.

Cousins.	Moore.
Cunningham.	Neal.
DeBerry.	Witt.
McFarlane.	Woodward.

Nays—14.

Beck.	Patton.
Berkeley.	Pollard.
Gainer.	Russek.
Greer.	Small.
Holbrook.	Stevenson.
Hornsby.	Westbrook.
Parr.	Woodul.

Present—Not Voting.

Miller.

Absent.

Hardin.	Thomason.
Hyer.	Williamson.
Love.	Wirtz.
Parrish.	

Absent—Excused.

Martin.

The motion to reconsider prevailed by the following vote:

Yeas—15.

Beck.	Parr.
Berkeley.	Patton.
Cousins.	Russek.
Gainer.	Small.
Greer.	Stevenson.
Holbrook.	Wirtz.
Hornsby.	Woodul.
Love.	

Nays—5.

Cunningham.	Moore.
DeBerry.	Woodward.
McFarlane.	

Present—Not Voting.

Neal.	Williamson.
-------	-------------

Absent.

Harkin.	Pollard.
Hyer.	Thomason.
Miller.	Westbrook.
Parrish.	Witt.

Absent—Excused.

Martin.

The amendment was lost by the following vote:

Yeas—7.

Cunningham.	Moore.
DeBerry.	Small.
McFarlane.	Woodward.
Miller.	

Nays—15.

Beck.	Patton.
Berkeley.	Pollard.
Cousins.	Russek.
Gainer.	Stevenson.
Greer.	Westbrook.
Hornsby.	Wirtz.
Love.	Woodul.
Parr.	

Absent.

Hardin.	Parrish.
Holbrook.	Thomason.
Hyer.	Williamson.
Neal.	Witt.

Absent—Excused.

Martin.

Senator Woodward sent up the following amendment:

Amend the bill by adding to the end of Section One the following:

Provided none of the funds so appropriated shall be used in the drilling of any well for the discovery of water.

WOODWARD.

The amendment was read and adopted by the following vote:

Yeas—20.

Berkeley.	Parr.
Cousins.	Pollard.
Cunningham.	Russek.
DeBerry.	Small.
Gainer.	Stevenson.
Holbrook.	Westbrook.
Hornsby.	Williamson.
McFarlane.	Wirtz.
Miller.	Woodul.
Moore.	Woodward.

Nays—1.

Greer.

Absent.

Beck.	Parrish.
Harkin.	Patton.
Hyer.	Thomason.
Love.	Witt.
Neal.	

Absent—Excused.

Martin.

The bill as amended finally passed by the following vote:

Yeas—16.

Beck.	Pollard.
Berkeley.	Russek.
Cousins.	Small.
Gainer.	Stevenson.
Greer.	Westbrook.
Hornsby.	Wirtz.
Parr.	Woodul.
Patton.	Woodward.

Nays—5.

Cunningham.	McFarlane.
DeBerry.	Moore.
Holbrook.	

Absent.

Hardin.	Parrish.
Hyer.	Thomason.
Love.	Williamson.
Miller.	Witt.
Neal.	

Absent—Excused.

Martin.

Free Conference Report.

Senator Stevenson sent up the following Free Conference Committee report:

Committee Room,
Austin, Texas, July 1, 1929.
To the Honorable Barry Miller, President of the Senate, and
Honorable W. S. Barron, Speaker of the House of Representatives.

Sirs: We, your Free Conference Committee on House Bill 163 beg leave to report the following:

F. C. C. H. B. No. 163.

A BILL

To Be Entitled

An Act providing for the open season on squirrels in certain counties; providing a penalty, and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. It shall be unlawful for any one to hunt, take or kill any squirrel, except during the months of November, December and January of any year, in the following counties: Panola, Rusk, Angelina, Tyler, Sabine, San Augustine, Nacogdoches, Jasper, Newton, Cherokee, Jefferson, Orange, Hardin, Liberty, Shelby, San Patricio, Chambers, Polk, Trinity, San Jacinto and Walker.

Sec. 2. Any one who shall hunt, take or kill any squirrel in the counties named in this Act at any time except during the months of November, December, and January shall be deemed guilty of a misdemeanor and upon conviction shall be fined in a sum of not less than Ten (\$10.00) Dollars nor more than Fifty (\$50.00) Dollars and his hunting license shall be automatically cancelled and he shall not be entitled to receive another such license for a period of one year from the date of his conviction. Provided that each squirrel taken or killed in violation of this Act shall constitute a separate offense.

Sec. 3. The fact that the present law on squirrels does not give adequate protection to the counties named herein and public sentiment in these counties demands that the present open season on squirrels be shortened, creates an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days be suspended and this Act take effect and be in force from and after its passage, and it is so enacted.

THOMASON,
BECK,
STEVENSON,

On the part of the Senate.

SANDERS,
SHAVER,
TURNER,
LONG,
MURPHY,

On the part of the House.

Read and adopted.

House Bill No. 176.

The Chair laid before the Senate the following bill:

By Mr. DeWolfe:

H. B. No. 176, A bill to be entitled "An Act relating to the authority of the commissioners court to pay bounties for the destruction of predatory animals; amending Chapter 90, General and Special Laws passed by the Forty-first Legislature at the Regular Session, and amending Title 17, Article 190a, of the Revised Civil Statutes of the State of Texas, 1925, so as to add certain counties, and declaring an emergency."

The rule requiring committee reports to lie over 24 hours was suspended by unanimous consent.

The committee report was adopted.

On motion of Senator Gainer the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 176 was put on its second reading by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent—Excused.

Martin.

The bill was read second time and passed to third reading.

On motion of Senator Gainer the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 176 was put on its third reading and final passage, by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent—Excused.

Martin.

Read third time and finally passed by the following vote:

Yeas—30.

Beck.	Cunningham.
Berkeley.	DeBerry.
Cousins.	Gainer.

Greer.	Thom.
Hardin.	Pollard.
Holbrook.	Russek.
Hornsby.	Small.
Hyer.	Stevenson.
Love.	Thomason.
McFarlane.	Westbrook.
Miller.	Williamson.
Moore.	Wirtz.
Neal.	Witt.
Parr.	Woodul.
Parrish.	Woodward.

Absent—Excused.

Martin.

House Bills Referred.

H. B. No. 9 referred to Committee on Educational Affairs.

H. B. No. 45 referred to Committee on Mining, Irrigation and Drainage.

H. B. No. 62 referred to Committee on Criminal Jurisprudence.

H. B. No. 69 referred to Committee on State Affairs.

H. B. No. 116 referred to Committee on Civil Jurisprudence.

H. B. No. 149 referred to Committee on Penitentiaries.

H. B. No. 152 referred to Committee on State Affairs.

H. B. No. 159 referred to Committee on State Affairs.

H. B. No. 169 referred to Committee on State Affairs.

H. B. No. 164 referred to Committee on Educational Affairs.

H. B. No. 165 referred to Committee on State Affairs.

H. B. No. 173 referred to Committee on Educational Affairs.

H. B. No. 184 referred to Committee on Mining, Irrigation and Drainage.

H. B. No. 186 referred to Committee on State Affairs.

H. B. No. 187 referred to Committee on State Affairs.

H. B. No. 86 referred to Committee on State Affairs.

H. B. No. 199 referred to Committee on State Affairs.

H. B. No. 200 referred to Committee on Educational Affairs.

H. B. No. 201 referred to Committee on State Affairs.

H. B. No. 204 referred to Committee on State Affairs.

H. B. No. 209 referred to Committee on State Affairs.

Message From the Governor.

The Chair recognized the Door-keeper, who introduced a messenger from the Governor with the following message:

(Notaries. See immediately following last day's Journal.)

Free Conference Report.

Senator Wirtz sent up the following Free Conference Committee report:

Committee Room,
Austin, Texas, July 1, 1929.
Hon. Barry Miller, President of the Senate, and
Hon. W. S. Barron, Speaker of the House of Representatives.

Sirs: We, your Free Conference Committee on

S. B. No. 102, A bill to be entitled "An Act fixing the salary of the official court reporter in each judicial district composed of one county only, and in which county there is only one district court; and also in each district composed of two or more counties; prescribing the manner of payment of such salary; and declaring an emergency."

Have had the same under consideration, and beg leave to report to the Legislature the following:

We have considered the differences, and submit herewith the accompanying substitute, and recommend that it be adopted.

WIRTZ,
MOORE,
HORNSBY,
THOMASON,
WOODUL,

On the part of the Senate.
STOREY,
VAN ZANDT,
WOODALL,
FINLAY,
HINES,

On the part of the House.

By Wirtz. S. B. No. 102.

A BILL**To Be Entitled**

An Act fixing the salary of the official court reporter in each judicial district composed of one county only, and in which county there is only one district court; and also in each judicial district composed of two or more counties; and also in each judicial district composed of one county which county composes also a portion of another judicial district; prescribing the manner of the payment of

such salary; and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. In each judicial district of this State composed of one county only, and in which county there is only one district court, and also in each judicial district composed of two or more counties, and also in each judicial district composed of one county which county composes also a portion of another judicial district, the salary of the official court reporter shall be twenty-seven hundred dollars per annum, in addition to the compensation for transcript fees and allowances for expenses now provided by law; said salary to be paid monthly by the commissioners' court of the county or counties, out of the general fund of the county or counties, upon the certificate of the district judge; provided that in any judicial district composed of two or more counties said salary shall be paid by such counties of the district in proportion to the number of weeks provided by law for holding court in the respective counties in the district; and provided that in a district wherein in any county the term may continue until the business is disposed of, each county shall pay in proportion to the time court is actually held in such county.

Provided further, that nothing in this Act shall be construed as in any way repealing Article 2323 of the Revised Civil Statutes of 1925, nor Chapter 56 of the General Laws of the Regular Session of the Forty-first Legislature, 1929, nor shall this Act in any way repeal or amend any local or special law passed at the Regular or First and Second Called Sessions of the Forty-first Legislature of 1929.

Sec. 2. The fact that the present laws are inadequate in so far as they affect the salary of official court reporters in the class of districts mentioned in this Act, creates an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each House be and the same is hereby suspended, and this Act shall take effect and be in force from and after its passage, and it is so enacted.

Read and adopted by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent—Excused.

Martin.

Free Conference Report.

Senator Williamson sent up the following Free Conference Committee report:

Committee Room,

Austin, Texas, July 1, 1929.

Hon. Barry Miller, President of the Senate, and

Hon. W. S. Barron, Speaker of the House of Representatives.

Sirs: We, your Conference Committee, to whom was referred

S. B. No. 10, Being entitled "An Act to provide that the Highway Department may issue a permit upon the application of any person, firm or corporation to operate over a State highway super-heavy or over-size equipment for the transportation of such commodities as cannot be reasonably dismantled, where the gross weight or size exceeds the limits allowed by law, providing for the form of an application for a permit, providing for the filing of a bond for damage that might occur to the highway, providing for a fee to be filed with each bond, providing for venue for suits on such bonds, and providing a form of permit, and declaring an emergency," to adjust a difference between the two Houses,

Have had the same under consideration, and beg leave to make the following report:

That the House recedes from its substitute bill and agrees that S. B. No. 10 be adopted with the following amendments:

Amendment No. 1, at the end of Section 1 add the following:

"Provided, however, that nothing in this Act shall prevent the full control of such movements or operations on the streets of cities and towns by the ordinances of such municipalities."

Amendment No. 2, add Section 1a as follows:

"In order to facilitate the issuance of such special permits, the Highway Department shall designate in each county a special agent or agents who shall at all times be available for the purpose of issuing such permits in compliance with this law."

WITT,
WILLIAMSON,
NEAL,
WOODWARD,
MILLER,

On the part of the Senate.

HUBBARD,
BECK,
HINES,
QUINN,
STEPHENS.

On the part of the House.

Read and adopted by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent—Excused.

Martin.

Senate Bill No. 182.

Senator Greer moved to take up S. B. No. 182. The motion prevailed by the following vote:

Yeas—17.

Beck.	Hyer.
Berkeley.	Love.
Cousins.	McFarlane.
Gainer.	Neal.
Greer.	Parr.
Hornsby.	Patton.

Pollard. Westbrook.
Small. Witt.
Stevenson.

Nays—4.

Cunningham. Miller.
DeBerry. Moore.

Absent.

Hardin. Williamson.
Holbrook. Wirtz.
Parrish. Woodul.
Russek. Woodward.
Thomason.

Absent—Excused.

Martin.

The Chair laid before the Senate the following bill:

By Senator Greer:

S. B. No. 182, A bill to be entitled "An Act making an appropriation for the erection of a monument in memory of John W. McFarlane, deceased; providing for the erection of said monument; and declaring an emergency."

The bill was read second time and failed to pass to engrossment by the following vote:

Yeas—9.

Greer. Parr.
Hornsby. Patton.
Love. Small.
McFarlane. Westbrook.
Neal.

Nays—14.

Berkeley. Moore.
Cunningham. Parrish.
DeBerry. Pollard.
Gainer. Stevenson.
Holbrook. Wirtz.
Hyer. Witt.
Miller. Woodward.

Absent.

Beck. Thomason.
Cousins. Williamson.
Hardin. Woodul.
Russek.

Absent—Excused.

Martin.

House Bill No. 151.

The Chair laid before the Senate the following bill:

By Mr. White:

H. B. No. 151, A bill to be entitled "An Act fixing the salary of the official court reporter in each judicial

district of this State containing as many as five counties and having a combined population, according to the latest United States census, of not less than eleven thousand, seven hundred and sixty (11,760) and not more than eleven thousand, seven hundred and seventy-five (11,775) and prescribing the manner of payment of same, and declaring an emergency."

The rule requiring committee reports to lie over 24 hours was suspended by unanimous consent.

The committee report was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Gainer the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 151 was put on its third reading and final passage, by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent—Excused.

Martin.

Read third time and finally passed by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent—Excused.

Martin.

Recess.

On motion of Senator Woodward, the Senate, at 12:15 o'clock p. m., recessed until 2:00 o'clock p. m.

After Recess.

The Senate met at 2:00 o'clock p. m., pursuant to recess, and was called to order by Lieutenant Governor Barry Miller.

Executive Session.

At 2:00 o'clock p. m., the Chair announced that the hour for the executive session had arrived. The Chamber was cleared and the doors were locked.

After Executive Session.

At the conclusion of the executive session, the Secretary of the Senate informed the Journal Clerk that the following action had been taken:

Committee Room,

Austin, Texas, July 1, 1929.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Governor's Nominations, to whom was referred nominations made by Governor Dan Moody, having had the same under consideration, beg leave to make the following report:

We report the following names to the Senate, with the recommendation that they be confirmed:

To be members of the Advisory Judicial Council, as provided in the Acts of the Forty-first Legislature, First Called Session: Chief Justice James W. McClendon, Chief Justice R. W. Hall, Judge P. R. Price, Judge P. A. Martin.

The above are to be ex-officio members, and the statute provides shall be designated by the Governor.

For the remaining members of said Council: Hon. J. H. Barwise of Tarrant County, Hon. A. H. Britain of Wichita County, Hon. R. L. Hall of Bexar County, Hon. Frank Andrews of Harris County, Hon. W. E. Orgain of Jefferson County, Judge F. A. Williams of Galveston County, Hon. Ira P. Hildebrand of Travis County, Hon. W. O. Huggins, of Harris County, Hon. H. B. Crozier of Dallas County.

The statutory terms are to be divided among the nine members in the order named above.

State Board of Water Engineers: Hon. A. H. Dunlap of Ward County to succeed himself upon the expiration of his present term.

Board of Regents of the University of Texas: Hon. Beauford Jester of Navarro County.

As a member court of Criminal Appeals Commission, six year term: Hon. A. B. Martin of Hale County, and Hon. Geo. A. Christian of Burnett County for the four year term.

As a member, Board of Pardon Advisors: Hon. James R. Hamilton, Travis County.

As a member of the Board of Pardons and Paroles: Hon. James R. Hamilton, Travis County, to be effective upon the taking effect of House Bill No. 20, passed by the First Called Session of the Forty-first Legislature.

To be Sabine Pass Branch Pilots: Capt. F. D. French, Port Arthur; Capt. G. H. McFarland, Port Arthur; Capt. C. F. Peterson, Port Arthur; Capt. V. R. Westbrook, Port Arthur.

To be Pilot Commissioners for the ports of Galveston and Texas City: Geo. D. Morgan, P. M. Gengler, J. H. Langben, Robt. I. Cohen. E. V. Rhodes.

To be Branch Pilots for the ports of Galveston and Texas City: H. H. Haden, H. D. Wetmore, V. C. Amburn, J. H. Johnson, J. J. Dalehite.

To be members of the State Park Board upon the expiration of the present members on October 15, 1929: Hon. D. E. Colp of Bexar County, Hon. Tom L. Beauchamp of Lamar County.

Respectfully submitted,

WILLIAMSON, Chairman.

Committee Room,

Austin, Texas, July 1, 1929.

Hon. Barry Miller, President of the Senate.

Austin, Texas.

Sir: We, your committee on Governor's Nominations, to whom was referred nominations made by Governor Dan Moody, having had the same under consideration, beg leave to make the following report:

We report the attached names for Notary commissions to the Senate,

with the recommendation that they be confirmed.

Respectfully submitted,
WILLIAMSON, Chairman.

The committee reports were read and adopted.

Committee Member Appointed.

On resignation of Senator Russek, Senator Wirtz, was appointed as a member of the Free Conference Committee on H. B. No. 2.

Free Conference Report.

Senator Pollard sent up the following Free Conference Committee report.

Committee Room,
Austin, Texas, July 1, 1929.
Hon. Barry Miller, President of the Senate,
Hon. W. S. Barron, Speaker of the House of Representatives.
Gentlemen:

We, your Conference Committee appointed by your respective bodies to consider Senate Bill No. 130, have had said bill under consideration, and beg leave to report that we have reached the following agreement:

The House added to the bill amendments Nos. 1, 2, 3, 4, 5, 6 and 7. The Committee agreed to concur in all the amendments except No. 7, which is stricken out, as the House Committee agreed to recede from this amendment.

The Committee agreed to insert in the last line of the caption after the phrase, "by this Act," the following: "enacting regulations and restrictions relating to said appropriation."

The Committees agreed that Section 5, which is the emergency clause be stricken out and re-written and numbered Section No. 6, to read as the hereto attached copy which is made a part of this report.

The Committees agreed to strike out in Section 3 everything after the clause, "the Attorney General has approved the claim as being lawfully due under this Act." as this is covered by Section 4.

The Committees further agreed that Section 5, as hereto attached, be inserted where the original Section

5 was stricken out, and be made a part hereof.

Respectfully submitted,
POLLARD,
RUSSEK,
WILLIAMSON,
DeBERRY,
On the part of the Senate.

YOUNG,
KEMBLE,
SAVAGE,
VAN ZANDT,
On the part of the House.

Read and adopted by the following vote:

Yeas—27.

Beck.	Parrish.
Berkeley.	Patton.
Cunningham.	Pollard.
DeBerry.	Russek.
Galner.	Small.
Greer.	Stevenson.
Hardin.	Thomason.
Holbrook.	Westbrook.
Hornsby.	Williamson.
Hyer.	Wirtz.
Love.	Witt.
Moore.	Woodul.
Neal.	Woodward.
Parr.	

Absent.

Cousins.	Miller.
McFarlane.	

Absent—Excused.

Martin.

Free Conference Requested.

On motion of Senator Pollard, the Senate refused to concur in the House amendments to H. B. No. 189 and asked for a Free Conference Committee.

The Chair appointed the following on the part of the Senate:

Senators Woodward, Witt, Williamson, Westbrook, and Small.

Motion to Reconsider.

On motion of Senator Berkeley, the Senate reconsidered the vote by which S. C. R. No. 15 was adopted.

Senator Berkeley sent up the following substitute:

Senate Concurrent Resolution authorizing and directing the President of the Senate and the Speaker

of the House to appoint a joint committee to be composed of two members of the Senate and three members of the House, which committee is authorized and directed to make report with reference to private property rights which may have been affected by the decree of the Supreme Court of the United States of date April 9, 1928, in case of the State of New Mexico against the State of Texas and to make such report to the Legislature concerning such matter as they may think best and to provide for the payment of the expenses of such committee.

Be it Resolved by the Senate and House of Representatives of the Forty-first Legislature of the State of Texas:

That the President of the Senate and the Speaker of the House be authorized to appoint a committee of two members of the Senate and three members of the House as a joint committee to investigate the matter of private titles to land as affected by the decree of the Supreme Court of the United States of date April 9, 1928, in the case of the State of New Mexico against the State of Texas and to report concerning such matter to the Legislature of the State of Texas.

Be it further resolved, That all necessary expenses incurred by the committee in the furtherance of the duties assigned to the committee shall be paid out of the contingent legislative fund of the State of Texas on claims properly approved by the presiding officers of the respective Houses.

BERKELEY.

The substitute was read and adopted.

The resolution as substituted was adopted by the following vote:

Yeas—28.

Beck.	Parr.
Berkeley.	Parrish.
Cousins.	Patton.
Cunningham.	Pollard.
DeBerry.	Russek.
Gainer.	Small.
Greer.	Stevenson.
Hardin.	Thomason.
Holbrook.	Westbrook.
Hornsby.	Williamson.
Hyer.	Wirtz.
Love.	Witt.
Moore.	Woodul.
Neal.	Woodward.

Absent.

McFarlane. Miller.

Absent—Excused.

Martin.

Penitentiary Commission Appointed.

The Chair appointed the following as the Senate members of the Penitentiary Commission:

Senators Witt, Patton, Stevenson, and Williamson.

Simple Resolution No. 27.

The Chair laid before the Senate Simple Resolution No. 27, Relating to Messrs. Creager and Nolte.

On motion of Senator DeBerry, the resolution was laid on the table subject to call.

House Bill No. 71.

The Chair laid before the Senate on second reading the following bill:

By Mr. Dunlap and others:

H. B. No. 71, A bill to be entitled "An Act authorizing the board of directors of the Texas College of Arts and Industries to make contracts for the erection of dormitories, to purchase or lease lands and other appurtenances for dormitories, to make contracts for the collection and disposition of the revenue derived from dormitories, and declaring an emergency."

The committee report was adopted.

The bill was read second time and passed to third reading.

On motion of Senator Woodward the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 71 was put on its third reading and final passage, by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent—Excused.
Martin.

Read third time and finally passed
by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent—Excused.
Martin.

S. C. R. No. 26.

Senator Neal sent up the follow-
ing resolution:

Whereas, there is need of a sur-
vey of the State of Texas concern-
ing the Child Welfare program, as
to working conditions of children,
school conditions, health conditions,
mortality rate, etc., in order that the
laws of the State controlling these
might better fit the situation, and

Whereas, the Federal Children's
Bureau of the United States Depart-
ment of Labor stands willing to send
a group of trained workers into
Texas to make this survey, without
cost to the State of Texas, and

Whereas, such survey could be
used very effectively by the Forty-
second Legislature of Texas; now,
therefore, be it

Resolved, That the Senate, the
House of Representatives concurring,
request the Federal Children's Bu-
reau to make such a survey without
cost to the State of Texas, and re-
port its findings to the Regular Ses-
sion of the Forty-second Legislature.

BECK,
NEAL.

Read and adopted.

House Bill No. 164.

The Chair laid before the Senate
the following bill:

By Mr. Heaton:

H. B. No. 164, A bill to be entitled
"An Act declaring the wild beaver,

wild otter, wild mink, wild ringtail
cat, wild badger, wild pole-cat or
skunk, wild o'possum, wild fox and
wild civet cat to be fur-bearing ani-
mals and making it unlawful to take
any of the fur-bearing animals of
this State by means of a steel trap,
deadfall or snare, in the counties of
Panola, Shelby, Nacogdoches, Rusk,
Cherokee, Angelina, San Augustine,
Hardin, Harris, Polk, San Jacinto,
Brazos, Trinity, Tyler, Liberty, An-
derson and Sabine; providing a pen-
alty, and declaring an emergency."

The rule requiring committee re-
ports to lie over 24 hours was sus-
pended by unanimous consent.

The committee report was adopted.

On motion of Senator Neal the
constitutional rule requiring bills to
be read on three several days was
suspended and H. B. No. 164 was put
on its second reading by the follow-
ing vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent—Excused.

Martin.

The bill was read second time and
passed to third reading.

On motion of Senator Neal the
constitutional rule requiring bills to
be read on three several days was
suspended and S. B. No. 164 was put
on its third reading and final pas-
sage, by the following vote:

Yeas—30.

Beck.	Holbrook.
Berkeley.	Hornsby.
Cousins.	Hyer.
Cunningham.	Love.
DeBerry.	McFarlane.
Gainer.	Miller.
Greer.	Moore.
Hardin.	Neal.

Parr.	Thomason.
Parrish.	Westbrook.
Patton.	Williamson.
Pollard.	Wirtz.
Russek.	Witt.
Small.	Woodul.
Stevenson.	Woodward.

Absent—Excused.

Martin.

Read third time and finally passed
by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent—Excused.

Martin.

House Bill No. 48.

The Chair laid before the Senate
the following bill:

By Mr. Sinks and others:

H. B. No. 48, A bill to be entitled
"An Act amending Article 1723 of
the Revised Civil Statutes of 1925,
providing for the appointment by the
Supreme Court of stenographers for
that Court, and fixing their salaries,
and declaring an emergency."

The rule requiring committee re-
ports to lie over 24 hours was sus-
pended by unanimous consent.

The committee report was adopted.

The bill was read second time and
passed to third reading.

On motion of Senator Love the
constitutional rule requiring bills to
be read on three several days was
suspended and H. B. No. 48 was put
on its third reading and final pas-
sage, by the following vote:

Yeas—30.

Beck.	DeBerry.
Berkeley.	Gainer.
Cousins.	Greer.
Cunningham.	Hardin.

Holbrook.	Pollard.
Hornsby.	Russek.
Hyer.	Small.
Love.	Stevenson.
McFarlane.	Thomason.
Miller.	Westbrook.
Moore.	Williamson.
Neal.	Wirtz.
Parr.	Witt.
Parrish.	Woodul.
Patton.	Woodward.

Absent—Excused.

Martin.

Read third time and finally passed
by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent—Excused.

Martin.

S. O. R. No. 27.

Senator DeBerry sent up the fol-
lowing resolution:

Whereas, there has never been
built a general hospital or a mental
clinic by the U. S. Veterans' Bureau
in the State of Texas for the treat-
ment of disabilities of ex-service men
of the World War in this section, and

Whereas, statistics show that
there are scores of World War vet-
erans in Texas needing such hospital
treatment, and

Whereas, the Director of the U. S.
Veterans' Bureau recommended to
Congress the building of a 300-bed
hospital in Texas at a cost of \$1,300,-
000.00, and

Whereas, this recommendation of
the Director was disregarded by
Congress, now therefore, be it

Resolved, That the President of
the Senate appoint three members
of the Senate and the Speaker of the
House appoint three members of

the House to present the claims of Texas before the next Regular Session of Congress and that all necessary expenses of this Committee be paid out of the contingent expense fund of the House and Senate respectively.

DeBERRY,
WOODUL,
BECK.

Read and adopted.

House Bill No. 165.

The Chair laid before the Senate the following bill:

By Mr. Hines and Mr. Hubbard:

H. B. No. 165, A bill to be entitled "An Act to amend Article 904 of the Penal Code of the State of Texas, 1925, relating to fees of non-residents who reside in counties in the State of Arkansas, which border upon the State of Texas, may hunt in the counties of Cass and Bowie in the State of Texas upon the same terms and upon the payment of the same license fees as residents of the State of Texas in counties other than their own, and declaring an emergency."

The committee report was adopted.

On motion of Senator Beck the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 165 was put on its second reading by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent—Excused.

Martin.

The bill was read second time and passed to third reading.

On motion of Senator Beck the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 165 was put

on its third reading and final passage, by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent—Excused.

Martin.

Read third time and finally passed by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent—Excused.

Martin.

House Bill No. 186

The Chair laid before the Senate the following bill:

By Mr. Gates, Mr. Keller, Mr. McCombs and Mr. Anderson:

H. B. No. 186, A bill to be entitled "An Act authorizing the commissioners court in any county having a population of not less than 19,030 and not more than 19,060, according to the last preceding Federal census, to allow each county commissioner certain expenses for traveling and in connection with the use of his automobile on official business; requiring

each such commissioner to pay the expense of operation and repair of each automobile used by him without further expense to the county; limiting the duration of this act, and declaring an emergency."

The rule requiring Committee reports to lie over 24 hours was suspended by unanimous consent.

The Committee report was adopted.

On motion of Senator Stevenson the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 186 was put on its second reading by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent—Excused.

Martin.

The bill was read second time and passed to third reading.

On motion of Senator Stevenson the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 186 was put on its third reading and final passage, by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent—Excused.

Martin.

The bill was read third time and finally passed by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent—Excused.

Martin.

House Bill No. 140.

The Chair laid before the Senate the following bill:

By Mr. Hornaday, Mr. Montgomery, Mr. Dunlap and Mr. Mullally:

H. B. No. 140, A bill to be entitled "An Act to authorize the Commissioner of Agriculture to establish, maintain and enforce quarantine regulations to protect the agricultural and horticultural interests of this State against the importation of dangerous insect pests and plant diseases from other States, and to protect any portions of this State against insect pests and plant diseases from other parts or sections of the State, etc."

The rule requiring Committee reports to lie over 24 hours was suspended by unanimous consent.

The Committee report was adopted.

On motion of Senator Parr the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 140 was put on its second reading and final passage, by the following vote:

Yeas—30.

Beck.	Gainer.
Berkeley.	Greer.
Cousins.	Hardin.
Cunningham.	Holbrook.
DeBerry.	Hornsby.

Hyer.	Russek.
Love.	Small.
McFarlane.	Stevenson.
Miller.	Thomason.
Moore.	Westbrook.
Neal.	Williamson.
Parr.	Wirtz.
Parrish.	Witt.
Patton.	Woodul.
Pollard.	Woodward.

Absent—Excused.

Martin.

The bill was read second time and passed to third reading.

On motion of Senator Parr the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 140 was put on its third reading and final passage, by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent—Excused.

Martin.

The bill was read third time and finally passed by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent—Excused.

Martin.

House Bill No. 152.

The Chair laid before the Senate the following bill:

By Mr. White:

H. B. No. 152, A bill to be entitled "An Act fixing the salary of the official court reporters in each judicial district of this State containing as many as seven counties and having a combined population, according to the latest United States census, of not less than 17,830 and not more than 17,945, and prescribing the manner of the payment of same, and declaring an emergency."

The rule requiring Committee reports to lie over 24 hours was suspended by unanimous consent.

The Committee report was adopted.

On motion of Senator Small the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 152 was put on its third reading and final passage, by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Pollard.
DeBerry.	Patton.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent—Excused.

Martin.

The bill was read second time and passed to third reading.

On motion of Senator Small the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 152 was put on its third reading and final passage, by the following vote:

Yeas—30.

Beck.	Greer.
Berkeley.	Hardin.
Cousins.	Holbrook.
Cunningham.	Hornsby.
DeBerry.	Hyer.
Gainer.	Love.

McFarlane.	Small.
Miller.	Stevenson.
Moore.	Thomason.
Neal.	Westbrook.
Parr.	Williamson.
Parrish.	Wirtz.
Patton.	Witt.
Pollard.	Woodul.
Russek.	Woodward.

Absent—Excused.

Martin.

The bill was read third time and finally passed by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent—Excused.

Martin.

Free Conference Report.

Senator Williamson sent up the following Free Conference Committee report:

Committee Room,
Austin, Texas, July 1, 1929.

Hon. Barry Miller, President of the Senate.
Hon. W. S. Barron, Speaker of the House of Representatives.
Gentlemen:

We, your Conference Committee appointed by your respective bodies to consider Senate Bill No. 11, have had said bill under consideration, and beg leave to report that we have reached the following agreement, that in lieu of the Bill as amended, the following substitute be adopted:

By Williamson. C. C. S. B. No. 11.

A BILL

To Be Entitled

An Act further regulating the operation of vehicles on the public highways; limiting the size and weight

of vehicles and loads permitted on any public highway; requiring lights on certain vehicles not heretofore by law required to carry lighting equipment; restricting the stopping or parking of a vehicle on the improved portion of a highway; providing for the erection and maintenance of signs, or markers, on the State Highways, prescribing restrictions regarding the speed of any vehicle; prescribing penalties for violations of this Act; providing for appointment of inspectors to enforce the provisions of this Act and other laws relating to vehicles and traffic on the public highway; repealing all laws or parts of laws in conflict herewith; and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. The following words and phrases, when used in this Act, shall, for the purpose of this Act, have the meanings respectively ascribed to them in this section, as follows:

"Vehicle." Every mechanical device in, upon or by which any person or property is or may be transported or drawn upon a public highway, excepting devices moved by human power or used exclusively upon stationary rails or tracks.

"Motor Vehicle." Every vehicle, as herein defined, which is self-propelled.

"Commercial Motor Vehicle." Any motor vehicle other than a motorcycle, designed or used for the transportation of property, including every vehicle used for delivery purposes.

"Truck-tractor." Every motor vehicle designed or used privately for drawing other vehicles, and not so constructed as to carry a load other than a part of the weight of the vehicle and load so drawn.

"Trailer." Every vehicle without motive power designed or used for carrying property or passengers wholly on its own structure and to be drawn by a motor vehicle.

"Semi-trailer." Every vehicle of the trailer type so designed or used in conjunction with a motor vehicle that some part of its own weight and that of its own load rests upon or is carried by another motor vehicle.

"Department." The State Highway Department of this State, acting

directly or through its duly authorized officers and agents.

Sec. 2. It shall be unlawful and constitute a misdemeanor for any person to drive, operate or move, or for the owner to cause or permit to be driven, operated or moved on any highway, any vehicle or vehicles of a size or weight exceeding the limitations stated in this Act or any vehicle or vehicles which are not so constructed or equipped as required in this Act, and the maximum size and weight of vehicles herein specified shall be lawful throughout this State.

Sec. 3. (a) No vehicle shall exceed a total outside width, including any load thereon, of 96 inches except that the width of a farm tractor shall not exceed nine feet, and excepting further, that the limitations as to size of vehicle stated in this section shall not apply to implements of husbandry and highway building and maintenance machinery temporarily propelled or moved upon the public highway.

(b) No vehicle unladen or with load shall exceed a height of fourteen feet and six inches, including load.

(c) No vehicle shall exceed a length of thirty five feet, and no combination of vehicles coupled together shall exceed a total length of sixty five feet, unless said combination is operated exclusively within the limits of an incorporated city or town.

(d) No train of vehicles or vehicle operated alone shall carry any load extending more than three feet beyond the front thereof.

(e) No passenger vehicle shall carry any load extending more than three inches beyond the line of the fenders on the left side of such vehicle, nor extending more than six inches beyond the line of the fender on the right side thereof.

Sec. 4. Whenever the load or draw bar or coupling on any vehicle shall extend more than four feet beyond the rear or the bed or body thereof, there shall be displayed at the end of such load or extension in such position as to be clearly visible at all times from the rear of such load or extension, a red flag not less than twelve inches both in length and width, except that between one-half hour after sunset and one-half

hour before sunrise there shall be displayed at the end of any such load or extension a (yellow or red) light plainly visible under normal atmospheric conditions at least two hundred feet from the rear of such vehicle.

Sec. 5. No vehicle with four wheels or less, whose gross weight, including load, is more than 22,000 pounds; no vehicle with six wheels, whose gross weight, including load, is more than 30,000 pounds (axles of this type of vehicle to be spaced over 40 inches apart); no vehicle having a greater weight than 16,000 pounds on any one axle; and no vehicle having a greater weight than 700 pounds per inch width of tire upon any wheel concentrated upon the surface of the Highway (said width in the case of solid rubber tires to be measured between the flanges of the rim), shall be permitted or operated on the public highways of this State. When the axles of any vehicle or any combination of vehicles are spaced less than 8 feet apart, the load on any one axle shall not exceed 10,400 pounds, provided, however, that when any vehicle equipped with not more than two axles shall have one of said axles mounted upon four wheels (two wheels at each end of the axle operating in tandem). The maximum weight permitted on each axle of this type shall not exceed 18,000 pounds.

No commercial motor vehicle, truck-tractor, trailer or semi-trailer shall be operated on the public highway with a gross weight in excess of more than five per cent of its registered gross weight.

Sec. 6. Any license and weight inspector of the State Highway Department, having reason to believe that the gross weight of a loaded vehicle is unlawful, is authorized to weigh the same either by means of portable or stationary scales, and to require that such vehicle be driven to the nearest scales in the event such scales are within two miles. The inspector may then require the driver or operator to unload immediately such portion of the load as may be necessary to decrease the gross weight of such vehicle to the maximum gross weight specified by this Act.

Sec. 7. (a) No motor vehicle shall be driven upon any highway

outside of the limits of an incorporated city or town drawing or having attached thereto more than one other vehicle except that a motor vehicle with semi-trailer, may draw in addition thereto one other vehicle.

(b) The draw bar or other connection between any two vehicles, one of which is towing or drawing the other on a highway, shall not exceed twenty-five feet in length from one vehicle to the other. Whenever such connection consists of a chain, rope, or cable, of greater length than ten feet, there shall be displayed upon such connection a red flag or other signal or cloth not less than twelve inches both in length and width.

Sec. 8. Rate of speed of vehicle. It shall be unlawful for any person to operate or drive any motor or other vehicle upon the public highways of Texas at a rate of speed in excess of forty-five miles per hour, or to drive or operate a motor or other vehicle within the corporate limits of an incorporated city or town or within or through any town or village not incorporated, at a greater rate of speed than twenty miles per hour. Provided that it shall be unlawful to operate upon said public highways a commercial motor vehicle as defined in this Act of a gross weight including its load of 10,000 pounds or less at a rate of speed in excess of 35 miles per hour, or such vehicle of a gross weight including its load of as much as 10,000 pounds and not more than 16,000 pounds at a rate of speed in excess of 25 miles per hour, or such a vehicle of a gross weight including its load of over 16,001 pounds at a rate of speed in excess of 18 miles per hour. Provided further, that it shall be unlawful to operate any motor vehicle engaged in this State in the business of transporting passengers for compensation or hire on any highway, road or thoroughfare not privately owned between cities, towns and villages at a rate of speed in excess of 40 miles per hour.

Sec. 9. Every motor vehicle, other than any road-roller, road machinery or farm tractor, having a width at any part in excess of eighty inches shall carry two clearance lamps on the left side of such vehicle, one located at the front and displaying a white light visible under normal atmospheric conditions from a distance

of 500 feet to the front of the vehicle, and the other located at the rear of the vehicle and displaying a (yellow or red) light visible under like conditions from a distance of 500 feet to the rear of the vehicle, both of which lights shall be kept lighted while any such vehicle is upon a highway from one-half hour after sunset to one-half hour before sunrise.

A motor vehicle requiring clearance lights hereunder may, in lieu of such clearance lights, be equipped with adequate reflectors conforming as to color and marginal location to the requirements for clearance lights. No such reflector shall be deemed adequate unless it is so designed, located as to height and maintained as to be visible for at least two hundred feet when opposed by the light of a motor vehicle displaying lawful undimmed headlights at night on an unlighted highway.

All vehicles not heretofore by law required to be equipped with specified lighted lamps shall carry one or more lighted lamps or lanterns displaying a white light visible under normal atmospheric conditions from a distance of not less than 500 feet to the front of such vehicle and displaying a (yellow or red) light visible under like conditions from a distance of not less than 500 feet to the rear of such vehicle, which light or lights shall be kept lighted while the vehicle is upon a highway from one-half hour after sunset to one-half hour before sunrise. Provided, however, that vehicles drawn by animal power may in lieu of such lamps or lanterns be equipped with reflectors as herein permitted for clearance lights.

Every owner, driver or operator of a vehicle while it is upon the main traveled portion of a highway during the period from one-half hour after sunset to one-half hour before sunrise, and at any other time when there is not sufficient light to render clearly discernible any person upon the highway for a distance of at least 200 feet ahead, shall keep lighted all lamps or lighting devised with which such vehicle is required to be equipped, whether the vehicle is in motion or not.

Sec. 10. No person shall park or leave standing any vehicle, whether attended or unattended, upon the paved or improved or main traveled

portion of any highway, outside of any incorporated town or city, when it is possible to park or leave such vehicle standing off of the paved or improved or main traveled portion of such highway; provided, in no event shall any person park or leave standing any vehicle, whether attended or unattended, upon any highway unless a clear and unobstructed width of not less than fifteen feet upon the main traveled portion of said highway opposite such standing vehicle shall be left for free passage of other vehicles thereon, nor unless a clear view of such vehicle may be obtained from a distance of 200 feet in each direction upon such highway.

Whenever any peace officer or license and weight inspector of the Department shall find a vehicle standing upon a highway in violation of the provisions of this section, he is hereby authorized to move such vehicle or require the driver or person in charge of such vehicle to move such vehicle to a position permitted under this Section.

Sec. 11. The Department is hereby authorized to classify, designate and mark both intrastate and interstate State Highways lying within the boundaries of this State and to provide a uniform system of marking and signing such highways under the jurisdiction of this State, and such system of marking and signing shall correlate with and so far as possible conform to the systems adopted in other states.

Sec. 12. The Department, with reference to State Highways under its jurisdiction, is hereby authorized to designate main traveled or through highways by erecting at the entrances thereto signs notifying drivers of vehicles to come to a full stop before entering or crossing any such highway; and whenever any such sign has been so erected, it shall be unlawful for the driver or operator of any vehicles to fail to stop in obedience thereto.

Sec. 13. No unauthorized person shall erect or maintain upon any State Highway any warning or direction sign, marker signal or light, and no person shall erect or maintain upon any highway any traffic or highway sign or signal bearing thereon any commercial advertising, provided nothing in this section shall be construed to prohibit the erection or maintenance of signs, markers,

or signals bearing thereon the name of an organization authorized to erect the same by the Department.

Sec. 14. Any person who shall deface, injure, knock down or remove any sign, posted as provided in this Act shall be guilty of a misdemeanor.

Sec. 15. (a) It shall be unlawful and constitute a misdemeanor for any person to violate any of the provisions of this Act.

(b) Any person violating any provision of this Act, shall, upon conviction be punished by a fine of not more than two hundred dollars; for a second conviction within one year thereafter such person shall be punished by a fine of not more than two hundred dollars or by imprisonment for not more than twenty days or by both such fine and imprisonment; upon a third or subsequent conviction within one year after the first conviction such person shall be punished by a fine of not more than five hundred dollars or by imprisonment for not more than six months or by both such fine or imprisonment.

Sec. 16. To insure the adequate enforcement of this Act and all other laws relating to vehicles and their use on the public highways, the State Highway Department is hereby authorized to employ not exceeding fifty license and weight inspectors, to be known as a State Highway Patrol, who shall be charged with the duty of strictly enforcing said laws, and sufficient funds are hereby appropriated to pay salaries and expenses of such inspectors. Said inspectors, when appointed, shall be given a commission, signed by the Chairman and one other member of the State Highway Commission, and attested by the executive head of this Department; and anywhere in this State they shall have the rights and powers of peace officers generally for the sole and only purpose of the full and complete enforcement of the provisions of this Act and other State Laws relating to vehicles and traffic on the public highway.

Sec. 17. If any part or parts of this Act shall be held to be unconstitutional, such unconstitutionality shall not effect the validity of the remaining parts thereof.

Sec. 18. Articles 789, 793, 818,

823, and 824 of Chapter 1, Title 13, of the Penal Code of Texas, 1925, and all other laws and parts of laws in conflict herewith are hereby repealed.

Sec. 19. The importance of this measure for the benefit of public safety and protection of the highways and the crowded condition of the calendar creates an emergency and an imperative public necessity requiring the suspension of the Constitutional Rule relating to the reading of bills on three several days in each House; and said rule is hereby suspended, and this Act shall take effect and be in force from and after its passage.

Respectfully submitted,
WILLIAMSON,
WOODWARD,
DeBERRY,

On the part of the Senate.

BECK,
HUBBARD,
HORNADAY,
McCOMBS,

On the part of the House.

Read and adopted by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Harkin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent—Excused.

Martin.

House Bill No. 156.

The Chair laid before the Senate the following bill:

By Mr. Strong:

H. B. No. 156, A bill to be entitled "An Act validating, ratifying and approving the acts and proceedings of the county board of school trustees relating to annexation of territory to certain independent school districts, and declaring an emergency."

The rule requiring committee reports to lie over 24 hours was suspended by unanimous consent.

The committee report was adopted.

On motion of Senator Greer the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 156 was put on its second reading by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent—Excused.

Martin.

The bill was read second time and passed to third reading.

On motion of Senator Greer, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 156 was put on its third reading and final passage, by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent—Excused.

Martin.

Read third time and finally passed by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent—Excused.

Martin.

House Bill No. 168.

The Chair laid before the Senate the following bill:

By Mr. Finlay:

H. B. No. 168, A bill to be entitled, "An Act to amend Acts of the Regular Session of the Forty-first Legislature so as to hereafter cover Dimmit, Zavala, Medina, Uvalde, DeWitt, Brown, Hamilton, Coryell, Gonzales, Lamar, Bell, Collins, Grayson, Gillespie, Kendall, Blanco, Llano, Mason, McCullough, San Saba, Cooke, Denton, Jefferson, Orange, Mitchell, Fisher, Nolan, Chambers, Travis, Hardin and Fannin Counties and permit the taking or catching of suckers, buffalo, carp, shad and gar at any time in any fresh water, rivers, creeks, or lakes in the counties of Burnet, Williamson and Lampasas, Dimmit, Zavala, Medina, Uvalde, DeWitt, Brown, Hamilton, Coryell, Gonzales, Lamar, Bell, Collins, Grayson, Gillespie, Kendall, Blanco, Llano, Mason, McCulloch, San Saba, Cooke, Denton, Jefferson, Orange, Mitchell, Fisher, Nolan, Chambers, Travis, Hardin and Fannin with a seine or net with not less than a four-inch size mesh and providing that catfish, crappie, perch, bass and other kind of fish, if any, caught in such seine or net shall be immediately released in the waters where caught and that the owner or one in possession of said seine or net shall, within five days from and after the using of same, make a report under oath to the Game, Fish and Oyster Commissioner, reporting the name of each and every person

in the party and showing in said report that all fish not permitted to be caught or taken were released as aforesaid, and declaring an emergency."

The rule requiring committee reports to lie over 24 hours was suspended by unanimous consent.

The committee report was adopted.

On motion of Senator Hornsby the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 168 was put on its second reading by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent—Excused.

Martin.

The bill was read second time and passed to third reading.

On motion of Senator Hornsby the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 168 was put on its third reading and final passage, by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent—Excused.

Martin.

Read third time and finally passed
by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent—Excused.

Martin.

Senate Bill No. 108.

The Chair laid before the Senate
the following bill:

By Senator Hornsby:

S. B. No. 108, A bill to be entitled
"An Act to amend Article 2667, Re-
vised Statutes of 1925, providing for
school trustees in all independent
school districts at eleemosynary in-
stitutions, and declaring an emer-
gency."

The bill was read second time and
passed to engrossment.

On motion of Senator Hornsby the
constitutional rule requiring bills to
be read on three several days was
suspended and S. B. No. 108 was put
on its third reading and final pas-
sage, by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Harkin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent—Excused.

Martin.

Read third time and finally passed.

House Bill No. 209.

The Chair laid before the Senate
the following bill:

By Mr. Hines, Mr. Hubbard, Mr.
Harper and Mr. Simmons:

H. B. No. 209, A bill to be entitled
"An Act amending Chapter 208, page
449, of the Acts of the Regular Ses-
sion of the Forty-first Legislature,
providing for open season on squir-
rels in certain counties, so that same
shall hereafter read as follows, etc."

The rule requiring committee re-
ports to lie over 24 hours was sus-
pended by unanimous consent.

The committee report was adopted.

On motion of Senator Beck the
constitutional rule requiring bills to
be read on three several days was
suspended and H. B. No. 209 was put
on its second reading by the follow-
ing vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent—Excused.

Martin.

The bill was read second time and
passed to third reading.

On motion of Senator Beck the
constitutional rule requiring bills to
be read on three several days was
suspended and H. B. No. 209 was put
on its third reading and final pas-
sage, by the following vote:

Yeas—30.

Beck.	Holbrook.
Berkeley.	Hornsby.
Cousins.	Hyer.
Cunningham.	Love.
DeBerry.	McFarlane.
Gainer.	Miller.
Greer.	Moore.
Hardin.	Neal.

Parr.	Thomason.
Parrish.	Westbrook.
Patton.	Williamson.
Pollard.	Wirtz.
Russek.	Witt.
Small.	Woodul.
Stevenson.	Woodward.

Absent—Excused

Martin.

Read third time and finally passed
by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent—Excused.

Martin.

House Bill No. 177.

The Chair laid before the Senate
the following bill:

By Mr. Finlay and Mr. DeWolfe:

H. B. No. 177, A bill to be entitled
"An Act amending Chapter 202 of
Regular and Special Laws passed by
Regular Session of Forty-first Legis-
lature, prescribing the kind of tackle
and method of taking fish in certain
fresh waters in certain counties and
prohibiting all other tackle; pro-
hibiting possession of any tackle not
authorized by this Act within two
hundred yards of any fresh waters
mentioned herein; exempting the wa-
ters of the Colorado River from the
provision of this Act; prohibiting the
sale, offering for sale or having in
possession for the purpose of sale
certain species of fish in said coun-
ties; providing a closed season or a
period of time when it shall be un-
lawful to possess certain species of
fish of less length than specified in
this Act; prescribing a penalty; re-
pealing all laws and parts of laws in
conflict with this Act, and declaring
an emergency."

The rule requiring committee re-
ports to lie over 24 hours was sus-
pended by unanimous consent.

The committee report was adopted.
On motion of Senator Hornsby the
constitutional rule requiring bills to
be read on three several days was
suspended and H. B. No. 177 was put
on its second reading by the follow-
ing vote:

Yeas—30 .

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent—Excused.

Martin.

The bill was read second time and
passed to third reading:

On motion of Senator Hornsby the
constitutional rule requiring bills to
be read on three several days was
suspended and H. B. No. 177 was put
on its third reading and final pas-
sage, by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent—Excused.

Martin.

Read third time and finally passed
by the following vote:

Yeas—30.

Beck.	Cousins.
Berkeley.	Cunningham.

DeBerry.	Parrish.
Gainer.	Patton.
Greer.	Pollard.
Hardin.	Russek.
Holbrook.	Small.
Hornsby.	Stevenson.
Hyer.	Thomason.
Love.	Westbrook.
McFarlane.	Williamson.
Miller.	Wirtz.
Moore.	Witt.
Neal.	Woodul.
Parr.	Woodward.

Absent—Excused.

Martin.

House Bill No. 173.

The Chair laid before the Senate the following bill:

H. B. No. 173. A bill to be entitled "An Act to fix the salary of the superintendent of public instruction in each county in Texas having a population of not less than 10,290 nor more than 10,300, etc., and declaring an emergency."

The rule requiring committee reports to lie over 24 hours was suspended by unanimous consent.

The committee report was adopted.

On motion of Senator Holbrook the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 173 was put on its second reading by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent—Excused.

Martin.

The bill was read second time and passed to third reading.

On motion of Senator Holbrook the constitutional rule requiring bills to

be read on three several days was suspended and H. B. No. 173 was put on its third reading and final passage, by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent—Excused.

Martin.

Read third time and finally passed by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent—Excused.

Martin.

At Ease.

At 3:50, the Senate voted to stand at ease for 40 minutes in order to allow certain committees to work.

Free Conference Report.

Senator Love sent up the following Free Conference Committee report:

Committee Room.

Austin, Texas, July 1, 1929.

Hon. Barry Miller, President of the Senate.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sirs: We, your Conference Committee on S. B. No. 152, have had the same under consideration, and beg leave to report that we recommend that the differences between the House and the Senate be adjusted by the passage of the attached Substitute Bill for S. B. No. 152.

LOVE,
WITT,
WILLIAMSON,

On the part of the Senate.

SAVAGE,
PURL,
McCOMBS,
KELLER,
HOLDER,
DAVIS,

On the part of the House.

C. S. S. B. No. 152.

An Act to provide that tax collectors shall, in counties having 210,000 population, or more, according to the last preceding federal census, and of cities, political sub-divisions or tax assessing districts within such counties, issue, upon request, a certificate showing the condition of taxes, interest, penalty and costs on the property therein stated, and providing that all such certificates issued which show all taxes, interest, penalty and costs on the property stated therein to be paid to and including the year thereon stated, shall be conclusive evidence of the payment of all such taxes, interest, penalty and costs, providing same was not issued through fraud or collusion; and providing that tax collector and his deputies shall be liable for loss resulting from fraud and collusion or negligence in issuing such certificates; and repealing all laws or parts of laws in conflict therewith, and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. On and after October 1st, 1929, the tax collector or his deputy of any county in this State, containing 210,000 population or more according to the last preceding federal census, or any city or political sub-division or tax assessing district within any such county shall, upon request, issue a certificate showing the amount of taxes, interest, penalty and costs due, if any,

on the property described in said certificate. When any certificate so issued shows all taxes, interest, penalty and costs on the property therein described to be paid in full to and including the year therein stated, the said certificate shall be conclusive evidence of the full payment of all taxes, interest, penalty and costs due on the property described in said certificate for all years to and including the year stated therein. Said certificate showing all taxes paid shall be admissible in evidence on the trial of any case involving taxes for any year or years covered by such certificate, and the introduction of the same shall be conclusive proof of the payment in full of all taxes, interest penalty and costs covered by the same.

Sec. 2. If any such certificate is issued or secured through fraud or collusion, the same shall be void and of no force and effect, and any such tax collector or his deputy shall be liable upon his official bond for any loss resulting to any such county or city or political sub-division or tax assessing district or the State of Texas, fraudulent or collusive or negligent issuance of any such certificate.

Sec. 3. That all laws and parts of laws in conflict herewith be and the same are hereby repealed.

Sec. 4. The fact that owners of property have no way of definitely ascertaining that all taxes have theretofore been paid, creates an emergency and an imperative public necessity that the rule requiring bills to be read on three several days in each House be suspended, and that this Act take effect upon its passage, and said rule is hereby suspended, and this Act shall be in force and effect from and after its passage, and it is so enacted.

Read and adopted.

Bills Signed.

The Chair, Lieutenant Governor Barry Miller, gave notice of signing, and did sign, in the presence of the Senate, after their captions had been read, the following bills:

S. B. No. 57. S. B. No. 195.
S. B. No. 126. S. B. No. 102.

House Bill No. 199.

The Chair laid before the Senate the following bill:

By Mr. Pope of Nueces:

H. B. No. 199, A bill to be entitled "An Act creating, establishing ratifying and validating Nueces County Water Improvement District No. 1, situated wholly within Nueces county, Texas, defining the boundaries of said district by metes and bounds, authorizing said district to provide for irrigation of lands included therein, to furnish water for domestic, power and commercial purposes and such other purposes provided under the Constitution and laws of this State; declaring the said district to be a governmental agency and local taxing district with all powers vested in it by the general laws of this State relative to water improvement districts and under the Constitution of this State, etc., and declaring an emergency."

The rule requiring Committee reports to lie over 24 hours was suspended by unanimous consent.

The Committee report was adopted.

On motion of Senator Parr the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 199 was put on its second reading by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent—Excused.

Martin.

The bill was read second time and passed to third reading.

On motion of Senator Parr the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 199 was put on its third reading and final passage, by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent—Excused.

Martin.

The bill was read third time and finally passed by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent—Excused.

Martin.

House Bill No. 23.

The Chair laid before the Senate the following bill:

By Mr. Cox of Navarro and other:
H. B. No. 23, A bill to be entitled "An Act setting forth the policy of the State of use of the funds derived from the lease and sale of the American Legion Memorial Sanatorium of Texas in building memorial armories for the Texas National Guard as a monument to the war dead of the State; appropriating two hundred and fifty thousand dollars (\$250,000.00) per year for the next two fiscal years to build memorial armories; setting forth conditions for their construction; providing that

the title to the grounds and armories shall vest in the State; creating an Armory Board for location and administration of armories, and describing the personnel; providing for the method of payment of funds from the Treasury; providing for local management of armories, and describing the methods; setting forth the list of organizations entitled to use of armories, and declaring an emergency."

Senator Hyer moved that the rule requiring Committee reports to lie over 24 hours be suspended.

On motion of Senator Beck, the motion was laid on the table subject to call.

House Bill No. 200.

The Chair laid before the Senate the following bill:

By Mr. Harman:

H. B. No. 200, A bill to be entitled "An Act relating to membership, qualification and duties of the county board of education of counties with an area of more than one thousand and forty-five and less than one thousand and fifty-five square miles and a population of not less than 80,000 and not more than 85,000, according to the 1920 Federal census; prescribing the number of members of said board and providing for their selection; providing for a county superintendent and his selection, and salary; providing supervision, authorizing the nomination of teachers by the county superintendent subject to confirmation by local trustees; authorizing the purchase of supplies by the district trustees, subject to the confirmation of the county superintendent; providing for an equalization fund, enacting other regulations and provisions relating to said subject, repealing all laws or parts of laws, general and special, in conflict herewith, and declaring an emergency."

The rule requiring Committee reports to lie over 24 hours was suspended by unanimous consent.

The Committee report was adopted.

On motion of Senator Neal the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 200 was put on its second reading by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent—Excused.

Martin.

The bill was read second time and passed to third reading.

On motion of Senator Neal the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 200 was put on its third reading and final passage, by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent—Excused.

Martin.

The bill was read third time and finally passed by the following vote:

Yeas—30.

Beck.	Holbrook.
Berkeley.	Hornsby.
Cousins.	Hyer.
Cunningham.	Love.
DeBerry.	McFarlane.
Gainer.	Miller.
Greer.	Moore.
Hardin.	Neal.

Parr.	Thomason.
Parrish.	Westbrook.
Patton.	Williamson.
Pollard.	Wirtz.
Russek.	Witt.
Small.	Woodul.
Stevenson.	Woodward.

Absent—Excused.

Martin.

Free Conference Requested.

Senator Woodul moved that the Senate refuse to concur in the House amendment to S. B. No. 151 and ask for a Free Conference Committee. The motion prevailed.

The Chair appointed the following on the part of the Senate:

Senators Woodul, Moore, Miller, Beck, and Holbrook.

House Bill No. 187.

The Chair laid before the Senate the following bill:

By Mr. Hardy:

H. B. No. 187, A bill to be entitled "An Act to amend an act of the twenty-eighth Legislature, entitled 'An Act to create a more efficient road system for Palo Pinto and Bosque counties,' being Chapter 22, Special Laws, 1903, as amended by Chapter 19, Special Laws, 1913, by adding thereto Section 12, authorizing the commissioners court of Palo Pinto county to issue bonds of said county for the purpose of funding or refunding indebtedness incurred for road and bridge purposes in Palo Pinto county and to levy a tax in payment thereof, and declaring an emergency."

The rule requiring Committee reports to lie over 24 hours was suspended by unanimous consent.

The Committee report was adopted.

On motion of Senator Miller the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 187 was put on its second reading by the following vote:

Yeas—30.

Beck.	Hardin.
Berkeley.	Holbrook.
Cousins.	Hornsby.
Cunningham.	Hyer.
DeBerry.	Love.
Gainer.	McFarlane.
Greer.	Miller.

Moore.	Stevenson.
Neal.	Thomason.
Parr.	Westbrook.
Parrish.	Williamson.
Patton.	Wirtz.
Pollard.	Witt.
Russek.	Woodul.
Small.	Woodward.

Absent—Excused.

Martin.

The bill was read second time and passed to third reading.

On motion of Senator Miller the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 187 was put on its third reading and final passage, by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent—Excused.

Martin.

The bill was read third time and finally passed by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent—Excused.

Martin.

House Bill No. 184.

The Chair laid before the Senate the following bill:

By Mr. Hardy and Mr. Tillotson:

H. B. No. 184, A bill to be entitled "An Act creating the Palo Pinto flood control commission; prescribing its duties; providing for a report by said Commission to the Forty-second Legislature; appropriating from the general fund of the State of Texas certain moneys to defray the cost of making the necessary surveys and formulation of said report; reserving unto the State of Texas certain filing rights, and declaring an emergency."

The rule requiring Committee reports to lie over 24 hours was suspended by unanimous consent.

The Committee report was adopted.

On motion of Senator Miller the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 184 was put on its second read by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent—Excused.

Martin.

The bill was read second time and passed to third reading.

On motion of Senator Miller the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 184 was put on its third reading and final passage, by the following vote:

Yeas—30.

Beck.	Cunningham.
Berkeley.	DeBerry.
Cousins.	Gainer.

Greer.	Patton.
Hardin.	Pollard.
Holbrook.	Russek.
Hornsby.	Small.
Hyer.	Stevenson.
Love.	Thomason.
McFarlane.	Westbrook.
Miller.	Williamson.
Moore.	Wirtz.
Neal.	Witt.
Parr.	Woodul.
Parrish.	Woodward.

Absent—Excused.

Martin.

The bill was read third time and finally passed by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent—Excused.

Martin.

House Bill No. 159.

The Chair laid before the Senate the following bill:

By Mr. Pope of Nueces:

H. B. No. 159, A bill to be entitled "An Act to amend Section 5 of Chapter 116 of the Acts of the Thirty-fifth Legislature, Regular Session, 1917, so as to permit the use of the moneys therein granted and donated to the payment of the interest and sinking fund of bonds issued under Chapter 138, General Laws of the Thirty-seventh Legislature, Regular Session, 1921, whenever there is a surplus of said funds over and above the requirements of the bonds issued under this act; providing for the merging of these sinking funds, and declaring an emergency."

The rule requiring Committee reports to lie over 24 hours was suspended by a two-thirds vote.

On motion of Senator Parr, the bill was laid on the table subject to call.

House Bill No. 9.

The Chair laid before the Senate the following bill:

By Mr. Graves of Erath and Mr. Long of Houston:

H. B. No. 9, A bill to be entitled "An Act to amend Articles 2745 and 2747, Revised Statutes of 1925, pertaining to the term of office of trustees in common school districts; providing for filling vacancies in said office; repealing all laws in conflict therewith, and declaring an emergency."

The rule requiring Committee reports to lie over 24 hours was suspended by unanimous consent.

The Committee report was adopted.

On motion of Senator Neal the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 9 was put on its second reading by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent—Excused.

Martin.

The bill was read second time and passed to third reading.

On motion of Senator Neal the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 9 was put on its third reading and final passage, by the following vote:

Yeas—30.

Beck.	Cunningham.
Berkeley.	DeBerry.
Cousins.	Gainer.

Greer.	Patton.
Hardin.	Pollard.
Holbrook.	Russek.
Hornsby.	Small.
Hyer.	Stevenson.
Love.	Thomason.
McFarlane.	Westbrook.
Miller.	Williamson.
Moore.	Wirtz.
Neal.	Witt.
Parr.	Woodul.
Parrish.	Woodward.

Absent—Excused.

Martin.

The bill was read third time and finally passed by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent—Excused.

Martin.

House Bill No. 171.

The Chair laid before the Senate the following bill:

By Mr. Graves of Williamson and Mr. Petsch:

H. B. No. 171, A bill to be entitled "An Act to amend Section 1 of House Bill No. 196, passed at the First Called Session of the Forty-first Legislature, amending Article 1377 of the Penal Code of the State of Texas, providing for a more efficient law prohibiting hunting, fishing or camping on the enclosed land of another without the consent of the owner; providing that this act shall not apply to any enclosed lands which are leased or rented for hunting, fishing or camping privileges for a greater sum than 25 cents per acre per annum or where the owner, his agent or representative has charged more than \$4 per day per person for

the privileges of hunting thereon; providing for a penalty for the violation thereof; and providing for the arrest of such persons; repealing Article 1378 of the Penal Code of the State of Texas, and declaring an emergency."

The rule requiring Committee reports to lie over 24 hours was suspended by unanimous consent.

The Committee report was adopted.

On motion of Senator Berkeley the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 171 was put on its second reading by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent—Excused.

Martin.

The bill was read second time and passed to third reading.

On motion of Senator Berkeley the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 171 was put on its third reading and final passage, by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent—Excused.

Martin.

The bill was read third time and finally passed by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent—Excused.

Martin.

Bills Signed.

The Chair, Lieutenant Governor Barry Miller, gave notice of signing, and did sign, in the presence of the Senate, after their captions had been read, the following bills:

S. C. R. No. 15. H. B. No. 207.
H. B. No. 197. H. B. No. 126.

House Bill No. 62.

The Chair laid before the Senate the following bill:

By Mr. Sanders and Mr. Graves of Williamson:

H. B. No. 62, A bill to be entitled "An Act providing that when a change of venue has been granted in any criminal cause the clerk shall send all of the original papers in said cause, together with a certified copy of the court's order directing such change of venue, and a certified copy of the recognizance by the defendant, if any, to the clerk of the court to which said cause was so transferred; amending Article 570 of the Code of Criminal Procedure of Texas as revised in 1925, and declaring an emergency."

The rule requiring Committee reports to lie over 24 hours was suspended by unanimous consent.

The Committee report was adopted.

On motion of Senator Miller the constitutional rule requiring bills to

be read on three several days was suspended and H. B. No. 62 was put on its second reading by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent—Excused.

Martin.

The bill was read second time and passed to third reading.

On motion of Senator Miller the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 62 was put on its third reading and final passage, by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent—Excused.

Martin.

Read third time and finally passed by the following vote:

Yeas—30.

Beck.	Cunningham.
Berkeley.	DeBerry.
Cousins.	Gainer.

Greer.	Patton.
Hardin.	Pollard.
Holbrook.	Russek.
Hornsby.	Small.
Hyer.	Stevenson.
Love.	Thomason.
McFarlane.	Westbrook.
Miller.	Williamson.
Moore.	Wirtz.
Neal.	Witt.
Parr.	Woodul.
Parrish.	Woodward.

Absent—Excused.

Martin.

House Bill No. 149.

The Chair laid before the Senate the following bill:

By Mr. Tillotson:

H. B. No. 149. A bill to be entitled "An Act to amend Article 634, of the Revised Civil Statutes of 1925, and to provide for the extension of the authority of the State Board of Control to make purchases for the State Prison System and departments heretofore and hereafter to be created for the supplies and purchases, and declaring an emergency."

The rule requiring committee reports to lie over 24 hours was suspended by unanimous consent.

The committee report was adopted.

On motion of Senator McFarlane, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 149 was put on its second reading by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent—Excused.

Martin.

The committee amendment was adopted.

The bill was read second time and passed to third reading.

On motion of Senator McFarlane, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 149 was put on its third reading and final passage, by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent—Excused.

Martin.

Read third time and finally passed by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent—Excused.

Martin.

House Bill No. 204.

The Chair laid before the Senate the following bill:

By Mr. Gilbert, Mr. Chastain and Mr. Hardy:

H. B. No. 204, A bill to be entitled "An Act to amend Articles 879c and 879g, Chapter 215, of the General and Special Laws of the State of

Texas, passed by the Forty-first Legislature, and declaring an emergency."

The rule requiring committee reports to lie over 24 hours was suspended by unanimous consent.

The committee report was adopted.

On motion of Senator Miller the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 204 was put on its second reading by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent—Excused.

Martin.

The bill was read second time and passed to third reading.

On motion of Senator Miller the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 204 was put on its third reading and final passage, by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hyer.	Westbrook.
Love.	Williamson.
Hornsby.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent—Excused.

Martin.

Read third time and finally passed by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent—Excused.

Martin.

S. C. R. No. 28.

Senator Neal sent up the following resolution:

Whereas, H. B. No. 79 has been passed by the House and Senate and is now in the Governor's office, therefore, be it

Resolved by the Senate, the House of Representatives concurring, That the Governor be requested to return said bill for correction.

NEAL.

Read and adopted.

S. C. R. No. 29.

Senator Thomason sent up the following resolution:

Be it resolved by the Senate, the House concurring, that S. B. No. 172 be recalled from the Governor's office for the purpose of correction.

THOMASON.

Read and adopted.

Simple Resolution No. 30.

Senator Love sent up the following resolution:

Resolved, That rule 65 be and the same is hereby rescinded and repealed.

LOVE.

Read and referred to the Committee on Rules.

Messages From the House.

The Chair recognized the Door-keeper, who introduced a messenger

from the House with the following messages:

Hall of the House of Representatives, Austin, Texas, July 1, 1929.

Hon. Barry Miller, President of the Senate.

Sir: I am instructed by the House to inform the Senate that the House has passed the following resolution: S. C. R. No. 15, Relating to the settlement of property rights on boundary line between Texas and New Mexico.

Respectfully submitted,

LOUISE SNOW PHINNEY,

Chief Clerk House of Representatives.

Hall of the House of Representatives, Austin, Texas, July 1, 1929.

Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following resolution: S. C. R. No. 28, Recalling H. B. No. 79 from the Governor's desk for further consideration.

Respectfully submitted,

LOUISE SNOW PHINNEY,

Chief Clerk, House of Representatives.

Hall of the House of Representatives, Austin, Texas, July 1, 1929.

Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bill:

H. B. No. 142, A bill to be entitled "An Act to authorize the members of fraternal benefit societies to select their own beneficiaries and further direct the payment of the benefits; to authorize the writing of more liberal juvenile contracts, and to make the order or society the judge of the qualification of its own members subject to the supervision of the chairman of the Board of Insurance Commissioners; amending Articles 4825, 4826, 4827, 4848, 4831 and 4833, of the Revised Civil Statutes of Texas of 1925, and declaring an emergency."

Respectfully submitted,

LOUISE SNOW PHINNEY,

Chief Clerk, House of Representatives.

Hall of the House of Representatives, Austin, Texas, July 1, 1929.

Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the follow-

ing members have been appointed on the part of the House in compliance with S. C. R. No. 15:

McGill, Webb, and Tarwater.

Respectfully submitted,

LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

Hall of the House of Representatives,
Austin, Texas, July 1, 1929.

Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bill:

S. B. No. 31, A bill to be entitled "An Act relating to financial management and control of any incorporated city or town that has, or may hereafter, default in payment of bonds or other obligations lawfully issued thereby; etc., and declaring an emergency."

With amendments.

The House has concurred in Senate amendments to H. B. No. 149, by a viva voce vote.

Respectfully submitted,

LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

Hall of the House of Representatives,
Austin, Texas, July 1, 1929.

Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following resolution:

S. C. R. No. 29, Recalling S. B. No. 172 from the Governor's office.

Respectfully submitted,

LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

Hall of the House of Representatives,
Austin, Texas, July 1, 1929.

Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bill:

S. B. No. 19, A bill to be entitled "An Act exempting the cash surrender value of life insurance policies for liability for debt when any member or members of the family of the insured is a beneficiary and under such policies, and exempting same from any kind of forced sale

or other process to satisfy any debt; etc., and declaring an emergency."

With amendments.

Respectfully submitted,

LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

Hall of the House of Representatives,
Austin, Texas, July 1, 1929.

Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bill:

H. B. No. 83, A bill to be entitled "An Act to amend Article 7047, Revised Civil Statutes of the State of Texas, 1925, providing for the levy of occupation taxes on and the collection from persons, firms, associations and companies pursuing the several occupations enumerated herein; repealing all laws and parts of laws in conflict herewith; providing that if any subdivision or part of this Act may be declared invalid for any reason it shall not affect any other section, subdivision or part of this Act, and declaring an emergency."

Respectfully submitted,

LOUISE SNOW PHINNEY,
Chief Clerk House of Representatives.

Committee Appointed.

In accordance with S. C. R. No. 15, the Chair appointed Senators Berkeley and Holbrook.

Bills Signed.

The Chair, Lieutenant Governor Barry Miller, gave notice of signing, and did sign, in the presence of the Senate, after their captions had been read, the following bills:

H. B. No. 151.	H. B. No. 176.
H. B. No. 163.	S. C. R. No. 28.
H. B. No. 157.	S. C. R. No. 29.

Recess.

On motion of Senator Hardin, the Senate, at 6:05 o'clock p. m., recessed until 8:30 o'clock p. m.

After Recess.

The Senate met at 8:30 o'clock p. m., pursuant to recess, and was called to order by Lieutenant Governor Barry Miller.

House Bill No. 45.

The Chair laid before the Senate the following bill:

By Mr. Hornaday:

H. B. No. 45, A bill to be entitled "An Act to amend Article 7622, of the Revised Civil Statutes of the State of Texas, Revision of 1925, by enlarging and extending the purposes for which water improvement districts created or operated under said chapter may issue bonds, by providing that said districts may contract with other districts for a water supply and may purchase or make such improvements as may be necessary to receive and distribute such water supply, and may incur indebtedness to fully carry out each and all of the purposes of its organization and issue bonds in payment therefor, and to amend Chapter 2, Title 128, Revised Civil Statutes of Texas of 1925, by adding thereto Articles 7653a and 7653b, etc., and declaring an emergency."

The rule requiring committee reports to lie over 24 hours was suspended by unanimous consent.

The committee report was adopted.

Senator Parr moved that the constitutional rule requiring bills to be read on three several days be suspended and H. B. No. 45 be put on its second reading.

The roll call showed no quorum present.

Senator Stevenson moved a call of the Senate to secure and maintain a quorum until 10:00 o'clock p. m. The motion prevailed.

The roll of the absentees was called.

Senator Moore moved that Senator McFarlane be excused on account of illness.

Senator Martin was excused by the Chair on account of illness in his home.

Senator Woodward was excused by the Chair because he was busy drawing up a Free Conference report.

The Chair instructed the Sergeant-at-Arms to bring in the other absentees.

When a quorum was established, Senator Parr's motion to suspend the constitutional rule prevailed by the following vote:

Yeas—23.

Beck.	Hardin.
Berkeley.	Holbrook.
Cunningham.	Hornsby.
DeBerry.	Hyer.
Gainer.	Love.

Moore.	Small.
Neal.	Stevenson.
Parr.	Thomason.
Parrish.	Westbrook.
Patton.	Williamson.
Pollard.	Witt.
Russek.	

Absent.

Cousins.	Wirtz.
Greer.	Woodul.
McFarlane.	Woodward.
Miller.	

Absent—Excused.

Martin.

The bill was read second time and passed to third reading.

On motion of Senator Parr the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 45 was put on its third reading and final passage, by the following vote:

Yeas—23.

Beck.	Parr.
Berkeley.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Hardin.	Small.
Holbrook.	Stevenson.
Hornsby.	Thomason.
Hyer.	Westbrook.
Love.	Williamson.
Moore.	Witt.
Neal.	

Absent.

Cousins.	Wirtz.
Greer.	Woodul.
Miller.	Woodward.

Absent—Excused

Martin. McFarlane.

Read third time and finally passed by the following vote:

Yeas—23.

Beck.	Love.
Berkeley.	Moore.
Cunningham.	Neal.
DeBerry.	Parr.
Gainer.	Parrish.
Hardin.	Patton.
Holbrook.	Pollard.
Hornsby.	Russek.
Hyer.	Small.

Stevenson.
Thomason.
Westbrook.

Williamson.
Witt.

Absent.

Cousins.
Greer.
Miller.

Wirtz.
Woodul.
Woodward.

Absent—Excused.

Martin.

McFarlane.

House Bill No. 159.

The Chair laid before the Senate the following bill:

By Mr. Pope of Nueces:

H. B. No. 159, A bill to be entitled "An Act to amend Section 5 of Chapter 116 of the Acts of the Thirty-fifth Legislature, Regular Session, 1917, so as to permit the use of the moneys therein granted and donated to the payment of the interest and sinking fund of bonds issued under Chapter 138, General Laws of the Thirty-seventh Legislature, Regular Session, 1921, whenever there is a surplus of said funds over and above the requirements of the bonds issued under this Act; providing for the merging of these sinking funds, and declaring an emergency."

The rule requiring committee reports to lie over 24 hours was suspended by unanimous consent.

The committee report was adopted.

On motion of Senator Parr the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 159 was put on its second reading by the following vote:

Yeas—24.

Beck.
Berkeley.
Cunningham.
DeBerry.
Gainer.
Greer.
Hardin.
Holbrook.
Hornsby.
Hyer.
Love.
Moore.

Neal.
Parr.
Parrish.
Patton.
Pollard.
Russek.
Small.
Stevenson.
Thomason.
Westbrook.
Williamson.
Witt.

Absent.

Cousins.
Miller.
Wirtz.

Woodul.
Woodward.

Absent—Excused.

Martin.

McFarlane.

The bill was read second time and passed to third reading.

On motion of Senator Parr the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 159 was put on its third reading and final passage, by the following vote:

Yeas—24.

Beck.
Berkeley.
Cunningham.
DeBerry.
Gainer.
Greer.
Hardin.
Holbrook.
Hornsby.
Hyer.
Love.
Moore.

Neal.
Parr.
Parrish.
Patton.
Pollard.
Russek.
Small.
Stevenson.
Thomason.
Westbrook.
Williamson.
Witt.

Absent.

Cousins.
Miller.
Wirtz.

Woodul.
Woodward.

Absent—Excused.

Martin.

McFarlane.

Read third time and finally passed by the following vote:

Yeas—23.

Beck.
Berkeley.
Cunningham.
Gainer.
Greer.
Hardin.
Holbrook.
Hornsby.
Hyer.
Love.
Moore.
Neal.

Parr.
Parrish.
Patton.
Pollard.
Russek.
Small.
Stevenson.
Thomason.
Westbrook.
Williamson.
Witt.

Nays—1.

DeBerry.

Absent.

Cousins.
Miller.
Wirtz.

Woodul.
Woodward.

Absent—Excused.

Martin.

McFarlane.

House Bill No. 211.

The Chair laid before the Senate the following bill:

By Mr. Finlay and Mr. Lee:

H. B. No. 211, A bill to be entitled "An Act making an appropriation to pay the salary of assistant district attorneys, authorized by the provisions of Chapter 297, of the Acts of the Regular Session of the Forty-first Legislature, and declaring an emergency."

The committee report was adopted.

The bill was read second time and passed to third reading.

On motion of Senator Parr the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 211 was put on its third reading and final passage, by the following vote:

Yeas—24.

Beck.	Neal.
Berkeley.	Parr.
Cunningham.	Parrish.
DeBerry.	Patton.
Gainer.	Pollard.
Greer.	Russek.
Hardin.	Small.
Holbrook.	Stevenson.
Hornsby.	Thomason.
Hyer.	Westbrook.
Love.	Williamson.
Moore.	Witt.

Absent.

Cousins.	Woodul.
Miller.	Woodward.
Wirtz.	

Absent—Excused.

Martin.	McFarlane.
---------	------------

Read third time and finally passed by the following vote:

Yeas—24.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Witt.
Moore.	

Absent.

Miller.	Woodul.
Wirtz.	Woodward.

Absent—Excused.

Martin.	McFarlane.
---------	------------

House Bill No. 23.

The Chair laid before the Senate the following bill:

By Mr. Cox of Navarro and others:

H. B. No. 23, A bill to be entitled "An Act setting forth the policy of the State of use of the funds derived from the lease and sale of the American Legion Memorial Sanitorium of Texas in building memorial armories for the Texas National Guard as a monument to the war dead of the State; appropriating Two Hundred and Fifty Thousand Dollars (\$250,000.00) per year for the next two fiscal years to build memorial armories; setting forth conditions for their construction; providing that the title to the grounds and armories shall vest in the State; creating an Armory Board for location and administration of armories, and describing the personnel; providing for the method of payment of funds from the Treasury; providing for local management of armories, and describing the methods; setting forth the list of organizations entitled to use of armories, and declaring an emergency."

The question recurred upon the motion to suspend the rule requiring committee reports to lie over 24 hours.

On motion of Senator Pollard, the bill was set as special order for Tuesday morning at 10:30.

Motion to Print.

Senator Wirtz moved to print H. B. No. 205 in the Journal on minority report.

Senator Witt moved to table the motion. The motion to table was lost by the following vote:

Yeas—11.

Gainer.	Parr.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hyer.	Westbrook.
Miller.	Witt.
Moore.	

Nays—14.

Beck.	Hornsby.
Berkeley.	Love.
Cunningham.	Neal.
Greer.	Parrish.

Patton.	Wirtz.
Pollard.	Woodul.
Williamson.	Woodward.

Absent.

Cousins.	Russek.
DeBerry.	Small.

Absent—Excused.

Martin.	McFarlane.
---------	------------

Senator Love moved the previous question on the further consideration of the motion.

The previous question was ordered.

The motion to print prevailed by the following vote:

Yeas—14.

Beck.	Neal.
Berkeley.	Patton.
DeBerry.	Thomason.
Gainer.	Williamson.
Greer.	Wirtz.
Hornsby.	Woodul.
Love.	Woodward.

Nays—12.

Cunningham.	Moore.
Hardin.	Parr.
Holbrook.	Pollard.
Hyer.	Stevenson.
McFarlane.	Westbrook.
Miller.	Witt.

Absent—Excused.

Cousins.	Russek.
Martin.	

(Pairs Recorded.)

Senator Parrish (present), who would vote yea with Senator Small (absent), who would vote nay.

Motion to Concur.

Senator Witt moved to concur in the House amendments to S. B. No. 31.

The motion prevailed.

House Bill Referred.

H. B. No. 142 referred to Committee on Insurance.

H. B. No. 83 referred to Committee on State Affairs.

Motion to Concur.

Senator DeBerry moved to concur in the House amendment to S. C. R. No. 27. The motion prevailed.

The Chair appointed the following on the part of the Senate: Senators Woodul, DeBerry and Beck.

House Bill No. 79.

The Chair laid before the Senate H. B. No. 79.

On motion of Senator Neal, the Senate voted to reconsider the vote by which the bill finally passed.

Senator Neal sent up the following amendment:

Amend H. B. No. 79, recalled from the Governor's office by Concurrent Resolution No. 28 for the purpose of making the following correction:

Amend the bill by striking out all after the last "Instruction" in Section 6 and inserting in lieu thereof the following:

"Who hereafter accepts or receives contribution to his campaign fund from any textbook publishing house or any agent or representative of such publishing house, who at the time of such contribution is known to such candidate to be such agent or representative of any publishing house."

NEAL.

The amendment was read and lost by the following vote:

Yeas—16.

Beck.	Parrish.
Berkeley.	Patton.
Cunningham.	Pollard.
Greer.	Small.
Hardin.	Thomason.
Hornsby.	Williamson.
Love.	Woodul.
Neal.	Woodward.

Nays—10.

DeBerry.	Moore.
Gainer.	Parr.
Holbrook.	Westbrook.
Hyer.	Wirtz.
Miller.	Witt.

Absent.

Cousins.	Russek.
McFarlane.	Stevenson.

Absent—Excused.

Martin.

(Two-thirds vote required.)

Senator Neal sent up the following amendment:

Amend H. B. No. 79, recalled from the Governor's office by Concurrent Resolution No. 28 for the purpose of making the following correction:

Amend the bill by striking out all after the last "Instruction" in Section 6 thereof the following:

"Who theretofore accepts or receives contribution to his campaign fund from any textbook publishing house or any agent or representative of such publishing house, who at the time of such contribution is known to such candidate to be such agent or representative of any publishing house."

NEAL.

The amendment was read and lost by the following vote:

Yeas—16.

Beck.	Parrish.
Berkeley.	Patton.
Cunningham.	Pollard.
Greer.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Woodul.
Neal.	Woodward.

Nays—10.

DeBerry.	Moore.
Gainer.	Small.
Hardin.	Stevenson.
Holbrook.	Wirtz.
Miller.	Witt.

Absent.

Cousins.	Parr.
McFarlane.	Russek.

Absent—Excused.

Martin.

(Two-thirds vote required.)

The bill finally passed.

Senator Love moved to reconsider and spread on the Journal the vote by which the bill was finally passed.

The Chair held that the Senate had already reconsidered that vote one time and could not do so again.

Senate Bill No. 172.

On motion of Senator Thomason, the Senate reconsidered the vote by which S. B. No. 172 finally passed.

Senator Thomason sent up the following amendment:

Amend S. B. No. 172 by substituting H. B. No. 89 for S. B. No. 42 wherever the latter appears in the bill.

The amendment was read and adopted by a two-thirds vote.

Amend S. B. No. 172 by including in the counties mentioned in the bill, Hudspeth County, that is, to make it read Gaines, Yoakum, Kinney, San Augustine and Hudspeth counties.

THOMASON.

The amendment was read and adopted by a two-thirds vote.

Amend Caption of S. B. No. 172 by changing S. B. No. 42 wherever the same appears, to H. B. No. 89.

THOMASON.

The amendment was read and adopted by a two-thirds vote.

The bill as amended finally passed by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent—Excused.

Martin.

Motion to Concur.

On motion of Senator Love, the Senate concurred in the House amendment to S. B. No. 19.

Senate Bill No. 7.

Senator Pollard called up from the table the following bill:

S. B. No. 7, A bill to be entitled "An Act appropriating the sum of \$510,000 out of the State Highway Fund for the purchase of site and erection and equipping of a fireproof building in which shall be located all offices maintained by the State Highway Department in the City of Austin."

Recess.

Senator Moore moved to recess until 10:00 o'clock tomorrow morning. The motion prevailed and at 11:15 o'clock p. m., the Senate recessed.

APPENDIX.**Petitions and Memorials.**

1 E. 89th St., New York City,
June 26, 1929.

Hon. Bob Barker, Secretary of the Senate, Austin, Texas.

Dear Mr. Barker: Having returned from an absence of several months abroad, I find your letter of January 31st, and the copy of the very kind Resolution adopted by the Texas State Senate which you were so good as to send, and I hasten to express my profound appreciation and thanks for the great courtesy and honor accorded to me.

Believe me,

Yours with great respect,
ARCHER W. HUNTINGTON.

Committee on Engrossed Bills.

Committee Room,
Austin, Texas, July 1, 1929.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 108 carefully examined and compared and find the same correctly engrossed.

MILLER, Chairman.

Committee Room,
Austin, Texas, July 1, 1929.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 201 carefully examined and compared and find the same correctly engrossed.

WESTBROOK, Chairman.

Committee on Enrolled Bills.

Committee Room,
Austin, Texas, July 1, 1929.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 102 carefully examined and compared, and find the same correctly enrolled, and have this day at 5:00 o'clock p. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,
Austin, Texas, July 1, 1929.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 57 carefully examined and compared, and find the same correctly enrolled, and have this day at 4:50 o'clock p. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,
Austin, Texas, July 1, 1929.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 126 carefully examined and compared, and find the same correctly enrolled, and have this day at 4:50 o'clock p. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,
Austin, Texas, July 1, 1929.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 195 carefully examined and compared, and find the same correctly enrolled, and have this day at 4:50 o'clock p. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,
Austin, Texas, July 1, 1929.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 172 carefully examined and compared, and find the same correctly enrolled, and have this day at 9:20 o'clock a. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,
Austin, Texas, July 1, 1929.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 137 carefully examined and compared, and find the same correctly enrolled, and have this day at 9:20 o'clock a. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,
Austin, Texas, July 1, 1929.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 190 carefully examined and compared, and find the same correctly enrolled, and have this day at 9:20 o'clock a. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,
Austin, Texas, July 1, 1929.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 184 carefully examined and compared, and find the same correctly enrolled, and have this day at 9:20 o'clock a. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,
Austin, Texas, July 1, 1929.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 183 carefully examined and compared, and find the same correctly enrolled, and have this day at 9:20 o'clock a. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,
Austin, Texas, July 1, 1929.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 160 carefully examined and compared, and find the same correctly enrolled, and have this day at 9:20 o'clock a. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,
Austin, Texas, July 1, 1929.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 124 carefully examined and compared, and find the same correctly enrolled, and have this day at 9:20 o'clock a. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,
Austin, Texas, July 1, 1929.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 83 carefully examined and compared, and find the same correctly enrolled, and have this day at 9:20 o'clock a. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,
Austin, Texas, July 1, 1929.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 81 carefully examined and compared, and find the same correctly enrolled, and have this day at 9:20 o'clock a. m., presented the same to the Governor for his approval.

Committee Room,

Austin, Texas, July 1, 1929.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 103 carefully examined and compared, and find the same correctly enrolled, and have this day at 9:20 o'clock a. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,
Austin, Texas, July 1, 1929.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 140 carefully examined and compared, and find the same correctly enrolled, and have this day at 9:20 o'clock a. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,
Austin, Texas, July 1, 1929.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 142 carefully examined and compared, and find the same correctly enrolled, and have this day at 9:20 o'clock a. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,
Austin, Texas, July 1, 1929.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 80 carefully examined and compared, and find the same correctly enrolled, and have this day at 9:20 o'clock a. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,
Austin, Texas, July 1, 1929.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 196 carefully examined and compared, and find the same correctly enrolled, and have this day at 9:20 o'clock a. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,
Austin, Texas, July 1, 1929.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 104 carefully examined and compared, and find the same correctly enrolled, and have this day at 9:20 o'clock a. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,
Austin, Texas, July 1, 1929.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 170 carefully examined and compared, and find the same correctly enrolled, and have this day at 9:20 o'clock a. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,
Austin, Texas, July 1, 1929.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 128 carefully examined and compared, and find the same correctly enrolled, and have this day at 9:20 o'clock a. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,
Austin, Texas, July 1, 1929.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on En-

rolled Bills, have had S. B. No. 155 carefully examined and compared, and find the same correctly enrolled, and have this day at 9:20 o'clock a. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,
Austin, Texas, July 1, 1929.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 156 carefully examined and compared, and find the same correctly enrolled, and have this day at 9:20 o'clock a. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,
Austin, Texas, July 1, 1929.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 122 carefully examined and compared, and find the same correctly enrolled, and have this day at 9:20 o'clock a. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,
Austin, Texas, July 1, 1929.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 105 carefully examined and compared, and find the same correctly enrolled, and have this day at 9:20 o'clock a. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,
Austin, Texas, July 1, 1929.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 92 carefully examined and compared, and find the same correctly enrolled, and have this day at 9:20 o'clock a. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,
Austin, Texas, July 1, 1929.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 20

carefully examined and compared, and find the same correctly enrolled, and have this day at 9:20 o'clock a. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,

Austin, Texas, July 1, 1929.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 159 carefully examined and compared, and find the same correctly enrolled, and have this day at 9:20 o'clock a. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,

Austin, Texas, July 1, 1929.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 116 carefully examined and compared, and find the same correctly enrolled, and have this day at 9:20 o'clock a. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,

Austin, Texas, July 1, 1929.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 179 carefully examined and compared, and find the same correctly enrolled, and have this day at 9:20 o'clock a. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,

Austin, Texas, July 1, 1929.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 36 carefully examined and compared, and find the same correctly enrolled, and have this day at 9:20 o'clock a. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,

Austin, Texas, July 1, 1929.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 158 carefully examined and compared,

and find the same correctly enrolled, and have this day at 9:20 o'clock a. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,

Austin, Texas, July 1, 1929.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills have had S. B. No. 66 carefully examined and compared, and find the same correctly enrolled, and have this day at 9:20 o'clock a. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,

Austin, Texas, July 1, 1929.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 98 carefully examined and compared, and find the same correctly enrolled, and have this day at 9:20 o'clock a. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,

Austin, Texas, July 1, 1929.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 132 carefully examined and compared, and find the same correctly enrolled, and have this day at 9:20 o'clock a. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,

Austin, Texas, July 1, 1929.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 191 carefully examined and compared, and find the same correctly enrolled, and have this day at 9:20 o'clock a. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,

Austin, Texas, July 1, 1929.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills have had S. B. No. 27 carefully examined and compared, and find the same correctly en-

rolled, and have this day at 9:20 o'clock a. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,
Austin, Texas, July 1, 1929.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 127 carefully examined and compared, and find the same correctly enrolled, and have this day at 9:20 o'clock a. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,
Austin, Texas, June 29, 1929.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. C. R. No. 24 carefully examined and compared, and find the same correctly enrolled, and have this day at 11:10 o'clock a. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,
Austin, Texas, June 29, 1929.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 89 carefully examined and compared, and find the same correctly enrolled, and have this day at 11:10 o'clock a. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,
Austin, Texas, June 29, 1929.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 181 carefully examined and compared, and find the same correctly enrolled, and have this day at 11:10 o'clock a. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,
Austin, Texas, June 29, 1929.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled bills, have had S. B. No. 47 carefully examined and compared, and find the same correctly enrolled, and have this day at 11:10

o'clock a. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,
Austin, Texas, June 29, 1929.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 141 carefully examined and compared, and find the same correctly enrolled, and have this day at 11:10 o'clock a. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Reports.

Committee Room,
Austin, Texas, July 1, 1929.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 168, A bill to be entitled "An Act to amend Acts of the Regular Session of the 41st Legislature so as to hereafter cover Dimmit, Zavala, Medina, Uvalde, DeWitt, Brown, Hamilton, Coryell, Gonzales, Lamar, Bell, Collins, Grayson, Gillespie, Kendall, Blanco, Llano, Mason, McCulloch, San Saba, Cooke, Denton, Jefferson, Orange, Mitchell, Fisher, Nolan, Chambers, Travis, Hardin, and Fannin Counties, and permit the taking or catching of suckers, etc., and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and that it being a local bill that it be not printed.

WIRTZ, Chairman.

Committee Room,
Austin, Texas, July 1, 1929.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 177, A bill to be entitled "An Act amending Chapter 202 of the Regular and Special Laws passed by Regular Session of 41st Legislature prescribing the kind of tackle and method of taking fish in certain fresh waters in certain counties and prohibiting all other tackle; prohibiting possession of any tackle not authorized by this Act within two

hundred yards of any fresh waters mentioned herein; etc., and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and that it being a local bill that it be not printed.

WIRTZ, Chairman.

Committee Room,
Austin, Texas, June 30, 1929.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 151, A bill to be entitled "An Act fixing the salary of the Official Court reporter in each judicial district of this State containing as many as five counties and having a combined population according to the latest United States census of not less than 11,760 and not more than 11,775 and prescribing the manner of the payment of same; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and that it being a local bill that it be not printed.

WIRTZ, Chairman.

(Majority Report.)

Committee Room,
Austin, Texas, July 1, 1929.
Hon. Barry Miller, President of the Senate.

Sir: We, a majority of your Committee on State Affairs, to whom was referred

H. B. No. 205, A bill to be entitled "An Act providing for the determination of the taxable value of property and the amount of taxes properly payable in cases where the validity of an assessment of taxes by an assessor, or the validity of the act of a board of equalization in its adjustment thereof is in issue; and providing for the foreclosure of the tax lien and the sale of such property; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass.

WIRTZ, Chairman.

(Minority Report.)

Committee Room,
Austin, Texas, July 1, 1929.
Hon. Barry Miller, President of the Senate.

Sir: We, a minority of your Committee on State Affairs, to whom was referred

H. B. No. 205, A bill to be entitled "An Act providing for the determination of the taxable value of property and the amount of taxes properly payable in cases where the validity of an assessment of taxes by an assessor, or the validity of the act of a board of equalization in its adjustment thereof is in issue; and providing for the foreclosure of the tax lien and the sale of such property; and declaring an emergency."

Have had the same under consideration, and beg to differ with the majority of the Committee, and report it back to the Senate with the recommendation that it do pass.

WIRTZ,
WOODWARD,
HORNSBY.

Committee Room,
Austin, Texas, July 1, 1929.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Stock and Stock Raising, to whom was referred

H. B. No. 176, A bill to be entitled "An Act relating to the authority of the Commissioners' Court to pay bounties for the destruction of predatory animals; amending Chapter 90, General and Special Laws passed by the 41st Legislature at the Regular Session, and amending Title 7, Article 190a, of the Revised Civil Statutes of the State of Texas, 1925, so as to add certain counties, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

PARR, Chairman.

Committee Room,
Austin, Texas, July 1, 1929.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

H. B. No. 156, A bill to be entitled

"An Act validating, ratifying and approving the Acts and proceedings of the County Board of School trustees relating to annexation of territory to certain independent school districts; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed.

NEAL, Chairman.

(Majority Report.)

Committee Room,
Austin, Texas, July 1, 1929.
Hon. Barry Miller, President of the Senate.

Sir: We, a majority of your Committee on State Affairs, to whom was referred

H. B. No. 92, A bill to be entitled "An Act providing for the appointment of weighers for cotton compresses; providing for oath and bond; prescribing their duty; providing for sampling and deduction from cotton; providing for fees and penalties; providing for making application for weighers; etc., and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass.

WIRTZ, Chairman.

(Minority Report.)

Committee Room,
Austin, Texas, July 1, 1929.
Hon. Barry Miller, President of the Senate.

Sir: We, a minority of your Committee on State Affairs, to whom was referred

H. B. No. 92, A bill to be entitled "An Act providing for the appointment of weighers for cotton compresses; providing for oath and bond; prescribing their duty; providing for sampling and deduction from cotton; providing for fees and penalties; providing for making application for weigher; etc., and declaring an emergency."

Have had the same under consideration, and beg to differ with the majority of your Committee and report it back to the Senate with the

recommendation that it do pass with the attached committee amendments.

WOODWARD,
MOORE,
HARDIN.

Committee Amendment No. 1.

Amend H. B. No. 92, Section 1, line 2 of the engrossed bill by striking out the words "Commissioner of Agriculture" and insert in lieu thereof the words "Commissioners' Court in each County where the compress or compresses affected by this Act is located."

Committee Amendment No. 2.

Amend H. B. No. 92, Section 2, by striking out the words, "Commissioner of Agriculture" wherever they appear in said Section and insert in lieu thereof the words "Commissioner's Court of the County in which such weigher is located."

Committee Amendment No. 3.

Amend H. B. No. 92, Section 2, by striking out the words "the Agricultural Commissioner" in lines 12 and 13 of said section and insert in lieu thereof the words "this Act."

Committee Amendment No. 4.

Amend H. B. No. 92, Section 3, of the engrossed bill as follows:

By striking out the words "Commissioner of Agriculture" in line 10 of said Section and insert in lieu thereof the words "County Judge of the County in which the weigher resides" and by striking out the words "by the Commissioner of Agriculture or his duly appointed inspector" and insert in lieu thereof the words "in conformity with the public weighers law of the State."

Committee Amendment No. 5.

Amend H. B. No. 92, Section 6 (a) of the engrossed bill by striking out said Section 6 (a) and insert in lieu thereof the following:

"Section 6 (a) Each weigher or deputy weigher appointed under this Act shall receive a salary not to exceed \$150.00 per month which salary shall be paid out of the fees provided in Section 6 hereof on warrants drawn by the proper State authorities, provided that at the close of each fiscal year the unexpended balance collected as authorized by

Section 6 hereof shall revert to the general treasury and be appropriated as are all other public funds."

Committee Amendment No. 6.

Amend H. B. No. 92, Section 7, of the engrossed bill as follows:

By striking out the words "Commissioner of Agriculture" and insert in lieu thereof the words "County Judge of the County in which the applicant resides," and by striking out the words "by the Commissioner" and insert in lieu thereof the following: "in conformity with the Public Weighers Law, said forms to be furnished by the State Department of Agriculture."

Committee Amendment No. 7.

Amend H. B. No. 92 by striking out Section 10 of the engrossed bill and renumbering the subsequent Section to conform thereto.

Committee Amendment No. 8.

Amend caption to H. B. No. 92, to make caption conform to the body of the bill.

Committee Room,

Austin, Texas, July 1, 1929.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 152, A bill to be entitled "An Act fixing the salary of the official court reporter in each judicial district of this State containing as many as seven counties and having a combined population according to the latest United States census of not less than 17,830 and not more than 17,845 and prescribing the manner of the payment of same; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and that it being a local bill, that it be not printed.

WIRTZ, Chairman.

Committee Room,

Austin, Texas, July 1, 1929.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 164, A bill to be entitled "An Act declaring the wild beaver,

wild otter, wild mink, wild ringtail cat, wild badger, wild polecat or skunk, wild o'possum, wild fox and wild civet cat to be furbearing animals and making it unlawful to take any of the furbearing animals of this State by means of a steel trap, dead-fall or snare, in the counties of Pannola, Shelby, Nacogdoches, Rusk, Cherokee, Angelina, San Augustine, Hardin, Harris, Polk, San Jacinto, Brazos, Trinity, Tyler, Liberty, Anderson, Sabine, Grimes and Montgomery, providing a penalty; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and that it being a local bill, that it be not printed.

WIRTZ, Chairman.

Committee Room,

Austin, Texas, July 1, 1929.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 165, A bill to be entitled "An Act to amend Article 904 of the Penal Code of the State of Texas, 1925, relating to fees of non-residents for hunting in Texas by providing that residents, who reside in counties in the State of Arkansas, which border upon the State of Texas, may hunt in the counties of Cass and Bowie in the State of Texas upon the same terms and upon the payment of the same license fees as residents of the State of Texas in counties other than their own; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and that it being a local bill, that it be not printed.

WIRTZ, Chairman.

Committee Room,

Austin, Texas, July 1, 1929.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 69, A bill to be entitled "An Act changing the names of certain State eleemosynary institutions and State institutions named and described in this Act; providing for the control of such institutions by the State Board of Control; provid-

ing for the appointment of Superintendents of said institutions, their terms and powers; providing for the manner of their compensation; repealing all laws in conflict herewith; providing that all laws applicable to the institutions under names by which they are now known shall be applicable to the institutions under the names herein indicated; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and that there being a Senate Bill on the same subject printed in the Journal, that this bill be not printed.

WIRTZ, Chairman.

Committee Room,

Austin, Texas, July 1, 1929.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 186, A bill to be entitled "An Act authorizing the commissioners' court in any county having a population of not less than 19,030 and not more than 19,060, according to the last preceding United States census, to allow each county commissioner certain expenses for traveling and in connection with the use of his automobile on official business; etc., and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and that it being a local bill, that it be not printed.

WIRTZ, Chairman.

Committee Room,

Austin, Texas, July 1, 1929.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 209, A bill to be entitled "An Act amending Chapter 208, page 449 of the Acts of the Regular Session of the Forty-first Legislature, providing for the open season on squirrels in certain counties; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and

that it being a local bill, that it be not printed.

WIRTZ, Chairman.

Committee Room,

Austin, Texas, July 1, 1929.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

H. B. No. 173, A bill to be entitled "An Act to fix the salary of the superintendent of public instruction in each county in Texas having a population of not less than 10,290 nor more than 10,300 according to the Federal census of 1920; providing for office expenses, repealing all laws in conflict herewith, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed.

NEAL, Chairman.

Committee Room,

Austin, Texas, July 1, 1929.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 199, A bill to be entitled "An Act creating, establishing, ratifying and validating Nueces County Water Improvement District Number One, situated wholly within Nueces County, Texas; defining the boundaries of said District by metes and bounds, authorizing said District to provide for irrigation of lands included therein, to furnish water for domestic, power and commercial purposes provided under the Constitution and Laws of this State; etc., and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and that it being a local bill, that it be not printed.

WIRTZ, Chairman.

Committee Room,

Austin, Texas, July 1, 1929.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 159, A bill to be entitled "An Act to amend Section 5, of Chapter 116, of the Acts of the 35th Legislature, Regular Session, 1917, so as to permit the use of the monies therein granted and donated to the payment of the interest and sinking fund of bonds issued under Chapter 138, General Laws of the 37th Legislature, Regular Session, 1921, wherever there is a surplus of said funds over and above the requirements of the bonds issued under this Act; providing for the merging of these sinking funds, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and that it being a local bill that it be not printed.

WIRTZ, Chairman.

Committee Room,
Austin, Texas July 1, 1929.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on State Penitentiaries, to whom was referred

H. B. No. 149, A bill to be entitled "An Act to amend Article 634 of Revised Civil Statutes of 1925, and to provide for the extension of the authority of the State Board of Control to make purchases for the State Prison System, and Departments heretofore and hereafter to be created for the supplies and purchases; and declaring an emergency."

Have had the same under consideration and I am instructed to report it back to the Senate with the recommendation that it do pass, with Committee Amendment and be not printed.

McFARLANE Chairman.

Committee Amendment No. 1.

1-a, shall read as follows:

Section 1-a: The Board of Control is hereby authorized to make contracts with the State Prison Board for the purchase of supplies, equipment and materials for use by other State institutions, including food, supplies, clothing, shoes, metal utensils and appliances, furniture and fixtures, and any and all other supplies or agricultural or manufactured products, binding, other labor for use of the State in any of its Departments, Commissions, Boards, Offices, or eleemosynary or educa-

tional institutions, including any and all supplies, equipment, material or labor purchased or used by, or for the State, under the direction of the Board of Control.

Committee Room,
Austin, Texas, July 1, 1929.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

H. B. No. 200, A bill to be entitled "An Act relating to membership, qualifications and duties of the County Board of Education of counties with an area of more than one thousand and forty-five and less than one thousand and fifty-five square miles and a population of not less than 80,000 and not more than 85,000, according to the 1920 Federal census, etc."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed.

NEAL, Chairman.

Committee Room,
Austin, Texas, July 1, 1929.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

H. B. No. 9, A bill to be entitled "An Act to amend Articles 2745, 2747, R. S. 1925, pertaining to the term of office of trustees in Common School Districts; providing for filling vacancies in said office; repealing all laws in conflict herewith; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed.

NEAL, Chairman.

Committee Room,
Austin, Texas, July 1, 1929.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 187, A bill to be entitled "An Act to amend an Act of the 28th Legislature, entitled an Act to create a more efficient Road System for Palo Pinto and Bosque Counties, being Chapter 22, Special Laws 1903,

as amended by Chapter 19, Special Laws, 1913, by adding thereto Section 12, authorizing the Commissioners' Court of Palo Pinto County to issue bonds of said County for the purpose of funding or refunding indebtedness incurred for Road and Bridge purposes in Palo Pinto County and to levy a tax in payment thereof; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

MILLER, Vice-Chairman.

Committee Room,
Austin, Texas, July 1, 1929.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred

H. B. No. 62, A bill to be entitled "An Act providing that when a change of venue has been granted in any Criminal cause, the clerk shall send all of the original papers in said cause, together with a certified copy of the Court's order directing such change of venue, and a certified copy of the recognizance by the defendant if any, to the clerk of the Court to which said cause was so transferred; amending Article 570 of the Code of Criminal Procedure of Texas as revised in 1925; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

MILLER, Chairman.

Committee Room,
Austin, Texas, July 1, 1929.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Mining, Irrigation and Drainage, to whom was referred

H. B. No. 184, A bill to be entitled "An Act creating the Palo Pinto Flood Control Commission; prescribing its duties, providing for a report by said Commission to the 42nd Legislature, appropriating from the general fund of the State of Texas certain monies to defray the cost of making the necessary surveys and formulation of said report; reserving unto the State of Texas certain

filing rights; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

STEVENSON, Chairman.

Committee Room,
Austin, Texas, July 1, 1929.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 171, A bill to be entitled "An Act to amend Section 1 House Bill 196, passed at the first called session of the 41st Legislature, amending Article 1377 of the Penal Code of the State of Texas, providing for a more efficient law prohibiting hunting, fishing or camping on the enclosed land of another without the consent of the owner; providing that this act shall not apply to any enclosed lands which are leased or rented for hunting, fishing or camping privileges for a greater sum than 25 cents per acre per annum or where or where the owner, his agent or representative has charged more than \$4.00 per day per person for the privilege of hunting thereon; etc., and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and that it be not printed.

WIRTZ, Chairman.

Committee Room,
Austin, Texas, July 1, 1929.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 204, a bill to be entitled "An Act to amend Article 879c and 879g, Chapter 215 of the General and Special Laws of the State of Texas, passed by the Fortieth Legislature; and declaring an emergency."

Have had same under consideration and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

MILLER, Vice-Chairman.

Committee Room,
Austin, Texas, July 1, 1929.
Hon. Barry Miller, President of the
Senate.

Sir: We, your Committee on Mining Irrigation and Drainage, to whom was referred

H. B. No. 45, a bill to be entitled "An Act to amend Article 7622 of the Revised Civil Statutes of the State of Texas, Revision of 1926, by enlarging and extending the purposes for which Water Improvement Districts created or operating under said Chapter may issue bonds, by providing that said districts may contract with other districts for a water supply and may purchase or make such improvements as may be necessary to receive and distribute such water supply and may incur indebtedness to fully carry out each and all of the purposes of its organizations and issue bonds in payment therefor, and to amend Chapter 2, Title 128, Revised Civil Statutes of Texas, of 1925, by adding thereto Articles 7653a and 7653b, authorizing districts organized or operating under said Chapter to enter into any obligation or contract with any other district for the construction, operation and maintenance of the necessary works for the delivery and distribution of water therefrom or for the drainage of district lands and to contract with such other districts for a water supply and to construct or purchase the necessary works to receive and distribute such water and to issue bonds and expend the proceeds thereof in payment therefor; prescribing the conditions of and manner of issuance of such bonds; fixing the terms and form of such contracts, and providing for the recording and amendment thereof, and expressly validating all such contracts heretofore entered into and the bonds voted or issued thereunder, and further, within the limitations of the Constitution of Texas, repealing all laws and parts of laws, whether General or Special, which may, and insofar as they may, conflict with the provisions and objections of this Act; and declaring an emergency."

Have had the same under consideration and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

STEVENSON, Chairman,

Committee Room,
Austin, Texas, July 1, 1929.
Hon. Barry Miller, President of the
Senate.

Sir: We, your Committee on Insurance, to whom was referred

H. B. No. 142, A bill to be entitled "An Act to authorize the members of fraternal benefit societies to select their own beneficiaries and further direct the payment of the benefits; to authorize the writing of more liberal juvenile benefits and provide means of enforcing payment of contributions, designation and for the regulation and control of such certificates and all rights, obligations and liabilities incident thereto not at variance with the provisions of this Act, amending Articles 4825, 4826, 4827, 4828 and 4831 of the Revised Statutes of Texas for 1925 and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed.

MOORE, Chairman.

(Majority Report.)

Committee Room,
Austin, Texas, July 1, 1929.
Hon. Barry Miller, President of the
Senate.

Sir: We, a majority of your Committee on State Affairs, to whom was referred

H. B. No. 205, A bill to be entitled "An Act providing for the determination of the taxable value of property and the amount of taxes properly payable in cases where the validity of an assessment of taxes by an assessor, or the validity of the act of a board of equalization in its adjustment thereof is in issue; and providing for the foreclosure of the tax lien and the sale of such property; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass.

WIRTZ, Chairman.

(Minority Report.)

Committee Room,
Austin, Texas, July 1, 1929.
Hon. Barry Miller, President of the
Senate.

Sir: We, a minority of your Com-

mittee on State Affairs, to whom was referred

H. B. No. 205, A bill to be entitled "An Act providing for the determination of the taxable value of property and the amount of taxes properly payable in cases where the validity of an assessment of taxes by an assessor, or the validity of the act of a board of equalization in its adjustment thereof is in issue; and providing for the foreclosure of the tax lien and the sale of such property; and declaring an emergency."

Have had the same under consideration, and beg to differ with the majority of the Committee, and report it back to the Senate with the recommendation that it do pass.

WIRTZ, Chairman.

By Negley, Montgomery. H. B. No. 205.

**A BILL
To Be Entitled**

An Act providing for the determination of the taxable value of property and the amount of taxes properly payable in cases where the validity of an assessment of taxes by an assessor, or the validity of the act of a Board of Equalization in its adjustment thereof is in issue; and providing for the foreclosure of the tax lien and the sale of such property; and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. That in any case where the validity of an assessment of taxes, or the validity of the act of a Board of Equalization in its adjustment thereof is in issue, in the event it shall be found by the Court that such assessment or adjustment was illegal, invalid, or void, or should for any reason be set aside, then said Court shall proceed with the trial of the case and shall ascertain and determine the true taxable and equalized value of the property involved and shall determine and establish the amount of taxes properly payable thereon, according to the tax rates established in the manner provided by law.

Sec. 2. The fact that under existing laws a Court holding such assessment or adjustment illegal, invalid or void, is without authority to ascertain and determine the true taxable value of the property in-

involved, or to establish and determine the amount of taxes properly payable thereon and that whereby the payment of just and equitable taxes may be and is avoided, creates an emergency and an imperative public necessity that the constitutional rule requiring that bills be read on three several days in each House be suspended and said rule is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

EIGHTEENTH DAY.

(Continued.)

Senate Chamber,
Austin, Texas.

Tuesday, July 2, 1929.

The Senate met at 10 o'clock a. m., pursuant to recess, and was called to order by Lieutenant Governor Barry Miller.

Senate Bill No. 7.

The Chair laid before the Senate as pending business S. B. No. 7.

Senator Pollard moved to lay the bill on the table subject to call.

Senator Pollard moved the previous question on the motion.

The previous question was ordered.

The motion to lay the bill on the table subject to call prevailed.

House Bill No. 142.

Senator Love moved to take up H. B. No. 142. The motion prevailed by the following vote:

Yeas—23.

Berkeley.	Patton.
Cunningham.	Pollard.
DeBerry.	Russek.
Greer.	Small.
Hornsby.	Stevenson.
Hyer.	Thomason.
Love.	Westbrook.
McFarlane.	Williamson.
Miller.	Wirtz
Moore.	Witt.
Neal.	Woodward.
Parr.	

Nays—1.

Hardin.

Absent.

Beck.	Holbrook.
Cousins.	Parrish.
Gainer.	Woodul.